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# **ESTIMATES BRIEFING BOOK 2002-2003**

Honourable  
David Young  
Minister



JUL 29 2003



Ontario

Ministry of the  
Attorney  
General

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Minister

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## 2002-03 ESTIMATES BRIEFING BOOK

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# **2002-03 ESTIMATES BRIEFING BOOK**

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## **MINISTRY SUMMARY**

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## MINISTRY OF THE ATTORNEY GENERAL

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### OVERVIEW STATEMENT

The Ministry of the Attorney General is committed to building and sustaining a modern, accessible, accountable, effective and efficient justice system that will support safe, secure and prosperous communities in Ontario. The Ministry has five key core businesses:

- prosecuting crime and preserving public order and personal safety;
- supporting victims of crime throughout the criminal justice system;
- providing criminal, civil and family courts and related justice services that are fair, timely and accessible;
- providing decision-making and justice support services to vulnerable people; and
- providing legal advice and services to government.

The Ministry is responsible for the administration of justice and the delivery of justice-related services throughout Ontario. It co-ordinates the administration of criminal, civil and family court services, operating a network of more than 250 court offices and providing courtroom and judicial support services. Through Crown attorneys, the Ministry prosecutes approximately 500,000 charges a year. Victims receive support through such initiatives as the Victim/Witness Assistance Program (V/WAP) and the Victims Crisis Assistance and Referral Services (VCARS) program. The Ministry also provides last-resort decision-making on behalf of mentally incapable people, provides legal representation for children and funds Legal Aid Ontario. In addition, the Ministry provides expert legal services to government ministries, agencies, boards and commissions, including advice to the government on constitutional questions and civil litigation conducted on behalf of the Crown.

As an advisory agency, the Office for Victims of Crime is working to strengthen victims' services by consulting with victims and advising government on ways to improve services to victims.

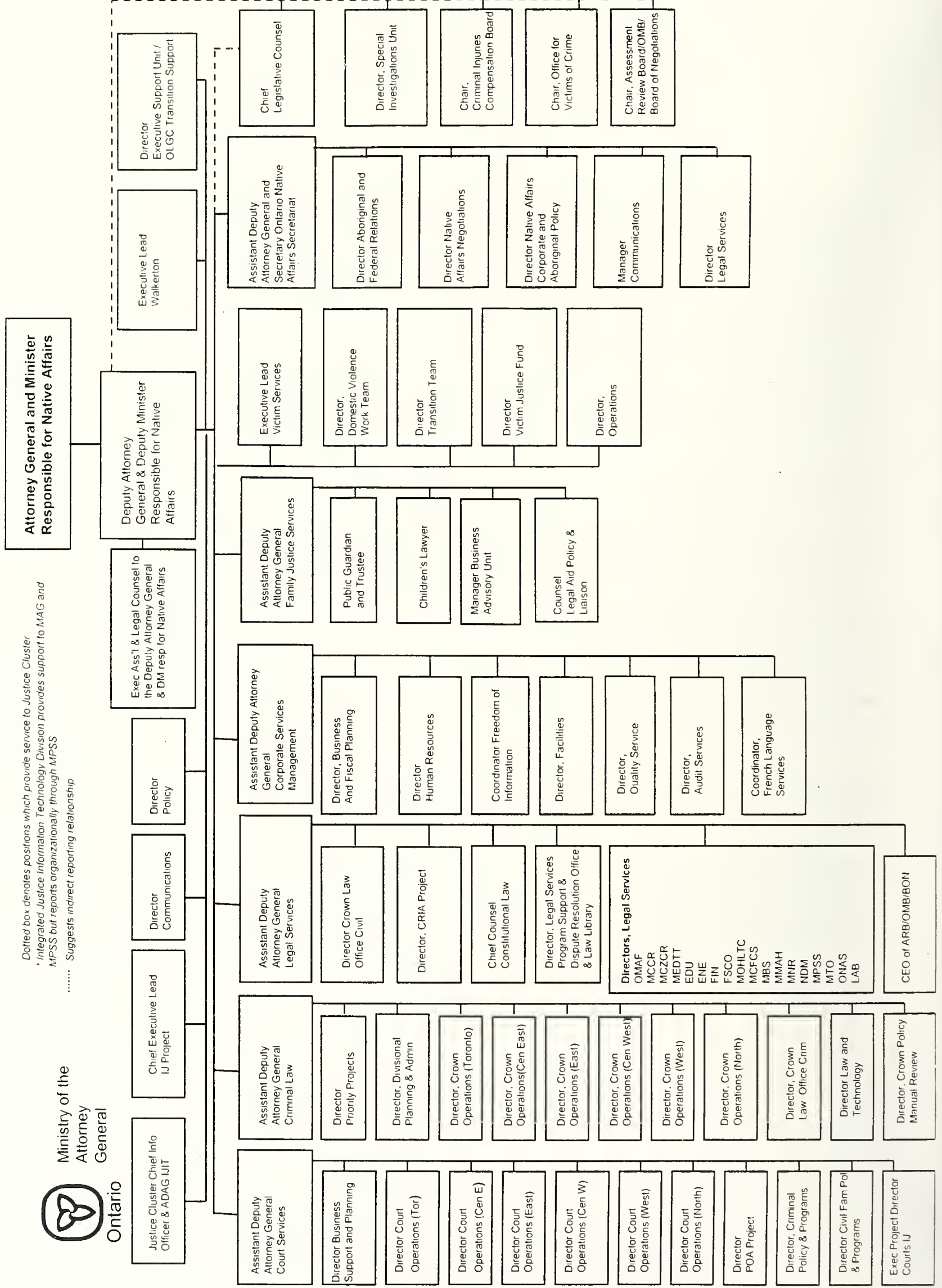
The Ministry maintains public accountability for the administration of the Criminal Injuries Compensation Board, the Assessment Review Board, the Ontario Municipal Board, Board of Negotiation and the Special Investigations Unit. Decision-making by these bodies is independent of the Ministry.

The Ministry is also responsible for gaming policy in Ontario.



Ministry of the  
Attorney General  
Ontario

Dotted box denotes positions which provide service to Justice Cluster  
\* Integrated Justice Information Technology Division provides support to MAG and MPSS but reports organizationally through MPSS  
..... Suggests indirect reporting relationship



## Ministry Legislation

---

### Administration of Justice

Administration of Justice Act  
Age of Majority and Accountability Act  
Arbitration Act, 1991  
Bail Act  
Blind Persons' Rights Act  
Class Proceedings Act, 1992  
Commissioners for Taking Affidavits Act  
Compensation for Victims of Crime Act  
Courts of Justice Act  
Crown Witnesses Act  
Dog Owners' Liability Act  
Evidence Act  
Execution Act  
Fines and Forfeitures Act  
Habeas Corpus Act  
Hospitals and Charitable Institutions  
Interpretation Act  
Judicial Review Procedure Act  
Juries Act  
Justices of the Peace Act  
Legal Aid Services Act, 1998  
Limitations Act  
Negligence Act  
Notaries Act  
Police Services Act (in part)  
Provincial Offences Act  
Public Inquiries Act  
Regulations Act  
Safe Streets Act, 1999  
Statutes Act  
Statute and Regulation Revision Act, 1998  
Statutory Powers Procedure Act  
Victims Bill of Rights, 1995  
Victims' Right to Proceeds of Crime Act, 1994

### Family Law

Children's Law Reform Act  
Domestic Violence Protection Act, 2000  
(not yet in force)  
Family Law Act  
Parental Responsibility Act, 2000

### Inter-jurisdictional

Enforcement of Judgment Conventions Act, 1999  
International Commercial Arbitration Act  
Inter-Provincial Summonses Act  
Reciprocal Enforcement of Judgments Act  
Reciprocal Enforcement of Judgments (UK) Act  
Reciprocal Enforcement of Support Orders Act  
Settlement of International Investment Disputes  
Act, 1999 (not yet in force)  
Trans-boundary Pollution Reciprocal Access Act

### Property Statutes

Accumulations Act  
Aliens' Real Property Act  
Anglican Church of Canada Act, 1979  
Conveyancing and Law of Property Act  
Disorderly Houses Act  
Escheats Act  
Expropriations Act  
Occupiers' Liability Act  
Partition Act  
Property and Civil Rights Act  
Religious Organizations' Lands Act  
Trespass to Property Act

## **Business Regulation**

Absconding Debtors Act  
Assessment Review Board Act  
Bulk Sales Act  
Business Records Protection Act  
Charitable Gifts Act  
Charities Accounting Act  
Commercial Tenancies Act  
Construction Lien Act  
Costs of Distress Act  
Creditors' Relief Act  
Electronic Commerce Act, 2000  
Employers and Employee Act  
Fraudulent Conveyances Act  
Frustrated Contracts Act  
Hotel Registration of Guests Act  
Innkeepers Act  
International Sale of Goods Act  
Mercantile Law Amendment Act  
Mortgages Act  
Pawnbrokers Act  
Sale of Goods Act  
Short Forms of Leases Act  
Statute of Frauds  
Ticket Speculation Act  
Unconscionable Transactions Relief Act  
Vendors and Purchasers Act  
Wages Act  
Warehouse Receipts Act

## **Professional Regulation**

### **Architects Act**

Barristers Act  
Chartered Accountants Act, 1956  
Law Society Act  
Professional Engineers Act  
Public Accountancy Act  
Solicitors Act

## **Crown Duties/Immunity**

Crown Agency Act  
Crown Attorneys Act  
Ministry of the Attorney General Act  
Ombudsman Act  
Proceedings Against the Crown Act  
Public Authorities Protection Act  
Public Officers Act  
University Expropriation Powers Act

## **Estates**

Absentees Act  
Crown Administration of Estates Act  
Estates Act  
Estates Administration Act  
Perpetuities Act  
Powers of Attorney Act  
Public Guardian and Trustee Act  
Settled Estates Act  
Substitute Decisions Act, 1992  
Succession Law Reform Act  
Trustee Act  
Variation of Trusts Act

## **Other**

Health Care Consent Act, 1996  
Libel and Slander Act  
Ontario Lottery and Gaming Corporation Act, 1999  
Religious Freedom Act  
Remedies for Organized Crime and Other  
Unlawful Activities Act, 2001  
Time Act

## **Dormant Acts**

English and Wabigoon River Systems  
Mercury Contamination Agreement Act, 1986  
Ontario Law Reform Commission Act  
Short Forms of Conveyances Act  
Short Forms of Mortgages Act

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**AGENCIES, BOARDS AND COMMISSIONS REPORTING TO THE MINISTRY**

| DESCRIPTION                          | 2002-03 ESTIMATES |               | 2001-02 INTERIM ACTUAL |               |
|--------------------------------------|-------------------|---------------|------------------------|---------------|
|                                      | Expenditure<br>\$ | Revenue<br>\$ | Expenditure<br>\$      | Revenue<br>\$ |
| Assessment Review Board              | 9,798,700         | 5,508,700     | 9,899,865              | 2,840,117     |
| Criminal Injuries Compensation Board | 20,366,800        | 0             | 20,075,024             |               |
| Ontario Municipal Board              | 7,039,200         | 338,000       | 6,836,565              | 238,882       |
| Royal Commissions                    | 501,000           | 0             | 3,865,612              |               |

## MINISTRY OF THE ATTORNEY GENERAL OVERALL SUMMARY (OPERATING AND CAPITAL)

The goal of the Ministry of the Attorney General, together with its justice sector partners, is to build a province where all communities are safe and secure – supported by accountable, efficient, effective and accessible justice and public safety systems. The Ministry has five core business: prosecuting crime and preserving public order and personal safety; providing support to victims of crime throughout the criminal justice system; providing courts and related justice services that are fair, timely and accessible; providing decision-making and justice support services to vulnerable people; and providing legal advice and services to government.

| (a)<br>2002-03<br>ESTIMATES<br>\$ | (b) (c)<br>Change from<br>2001-02 Estimates |               | (d)<br>Description                            | (e) (f)<br>2001-02       |                      | (g)<br>2000-01<br>Actuals<br>\$ |
|-----------------------------------|---------------------------------------------|---------------|-----------------------------------------------|--------------------------|----------------------|---------------------------------|
|                                   | \$                                          | \$            |                                               | Interim<br>Actuals<br>\$ | Estimates<br>\$      |                                 |
| 127,046,840                       | -2,955,212                                  | -2.3%         | Ministry Administration                       | 134,581,921              | 130,002,052          | 135,128,254                     |
| 141,565,600                       | 1,140,600                                   | 0.8%          | Prosecuting Crime                             | 140,733,754              | 140,425,000          | 136,540,090                     |
| 296,575,300                       | 8,382,300                                   | 2.9%          | Family Justice Services                       | 294,285,515              | 288,193,000          | 249,571,087                     |
| 34,648,000                        | -18,410,100                                 | -34.7%        | Legal Services                                | 52,355,222               | 53,058,100           | 60,501,203                      |
| 317,111,300                       | -21,750,900                                 | -6.4%         | Court Services                                | 321,381,422              | 338,862,200          | 307,265,483                     |
| 66,914,900                        | 1,210,300                                   | 1.8%          | Victims' Services                             | 57,165,801               | 65,704,600           | 51,994,121                      |
| <b>983,861,940</b>                | <b>-32,383,012</b>                          | <b>-3.2%</b>  | <b>Ministry Total Operating &amp; Capital</b> | <b>1,000,503,635</b>     | <b>1,016,244,952</b> | <b>941,000,238</b>              |
| 332,000,000                       | 332,000,000                                 |               | Less: Special Warrants                        | 0                        | 0                    | 0                               |
| 48,840                            | 2,688                                       | 5.8%          | Less: Statutory Appropriations                | 7,692,508                | 46,152               | 6,351,533                       |
| <b>651,813,100</b>                | <b>-364,385,700</b>                         | <b>-35.9%</b> | <b>TOTAL OPERATING TO BE VOTED</b>            | <b>992,811,127</b>       | <b>1,016,198,800</b> | <b>934,648,705</b>              |
| ACCOUNTING CLASSIFICATION         |                                             |               |                                               |                          |                      |                                 |
| 983,861,940                       | -32,383,012                                 | -3.2%         | Expenditure                                   | 1,000,503,635            | 1,016,244,952        | 941,000,238                     |

| DETAILS                                         | 2001-02<br>ESTIMATES<br>\$ | 2000-01<br>ESTIMATES<br>\$ |
|-------------------------------------------------|----------------------------|----------------------------|
| <b>OPERATING &amp; CAPITAL</b>                  |                            |                            |
| 1. Previously Published Date:                   |                            |                            |
| 1.1 2001-02 Estimates                           | 1,015,644,952              |                            |
| 1.2 2000-01 Public Accounts                     |                            | 942,219,941                |
| 2. Government Reorganization:                   |                            |                            |
| 2.1 Transfer of functions from other ministries | 600,000                    | 28,963,492                 |
| 2.2 Transfer of functions to other ministries   |                            | -30,183,195                |
| <b>RESTATED TOTAL</b>                           | <b>1,016,244,952</b>       | <b>941,000,238</b>         |

## MINISTRY OF THE ATTORNEY GENERAL OPERATING SUMMARY

The Ministry is responsible for managing the administration and delivery of justice services to all communities in Ontario. The Ministry co-ordinates the administration of criminal, civil and family court services, operating a network of more than 250 court offices and providing courtroom and judicial support services. The Ministry prosecutes matters under the federal Criminal Code of Canada, the Young Offenders Act, and the provincial statutes. The Ministry is building integrated and enhanced services to victims of crime by providing a range of victim services such as the Victim/Witness Assistance Program. Other programs provided by the Ministry include the Public Guardian and Trustee, the Children's Lawyer and Supervised Access. In addition, the Ministry provides expert legal services to government ministries, agencies, boards and commissions, including advice to the government on constitutional questions and civil litigation conducted on behalf of the Crown. The Ministry also provides support and policy direction to provincial gaming initiatives. Agencies, boards and commissions that are overseen by the Ministry include the Criminal Injuries Compensation Board, the Office for Victims of Crime, the Assessment Review Board, the Ontario Municipal Board and the Ontario Lottery and Gaming Corporation. The Ministry also funds Legal Aid Ontario and administers the Special Investigations Unit.

| (a)<br>2002-03<br>ESTIMATES<br>\$ | (b) (c)<br>Change from<br>2001-02 Estimates |               | (d)<br>Description                 | (e) (f)<br>2001-02       |                    | (g)<br>2000-01<br>Actuals<br>\$ |
|-----------------------------------|---------------------------------------------|---------------|------------------------------------|--------------------------|--------------------|---------------------------------|
|                                   | \$                                          | \$            |                                    | Interim<br>Actuals<br>\$ | Estimates<br>\$    |                                 |
| 120,046,840                       | -3,955,212                                  | -3.2%         | Ministry Administration            | 124,702,026              | 124,002,052        | 130,284,197                     |
| 141,565,600                       | 1,140,600                                   | 0.8%          | Prosecuting Crime                  | 140,733,754              | 140,425,000        | 136,540,090                     |
| 296,575,300                       | 8,382,300                                   | 2.9%          | Family Justice Services            | 294,285,515              | 288,193,000        | 249,571,087                     |
| 34,648,000                        | -18,410,100                                 | -34.7%        | Legal Services                     | 52,355,222               | 53,058,100         | 60,501,203                      |
| 282,250,300                       | -23,298,500                                 | -7.6%         | Court Services                     | 290,872,159              | 305,548,800        | 281,922,417                     |
| 66,914,900                        | 1,210,300                                   | 1.8%          | Victims' Services                  | 57,165,801               | 65,704,600         | 51,994,121                      |
| <b>942,000,940</b>                | <b>-34,930,612</b>                          | <b>-3.6%</b>  | <b>Ministry Total Operating</b>    | <b>960,114,477</b>       | <b>976,931,552</b> | <b>910,813,115</b>              |
| 312,500,000                       | 312,500,000                                 |               | Less: Special Warrants             | 0                        | 0                  | 0                               |
| 48,840                            | 2,688                                       | 5.8%          | Less: Statutory Appropriations     | 7,692,508                | 46,152             | 6,351,533                       |
| <b>629,452,100</b>                | <b>-347,433,300</b>                         | <b>-35.6%</b> | <b>TOTAL OPERATING TO BE VOTED</b> | <b>952,421,969</b>       | <b>976,885,400</b> | <b>904,461,582</b>              |
| ACCOUNTING CLASSIFICATION         |                                             |               |                                    |                          |                    |                                 |
| 942,000,940                       | -34,930,612                                 | -3.6%         | Expenditure                        | 960,114,477              | 976,931,552        | 910,813,115                     |

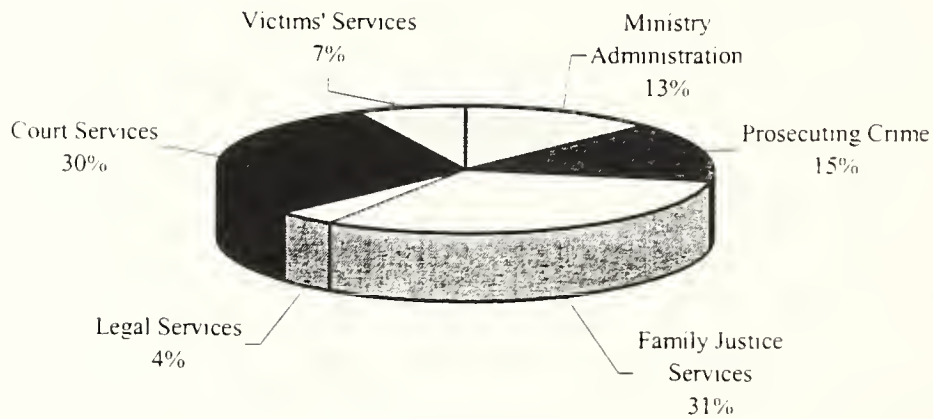
| DETAILS                                         | 2001-02<br>ESTIMATES<br>\$ | 2000-01<br>ESTIMATES<br>\$ |
|-------------------------------------------------|----------------------------|----------------------------|
| OPERATING & CAPITAL                             |                            |                            |
| 1. Previously Published Date:                   |                            |                            |
| 1.1 2001-02 Estimates                           | 976,331,552                |                            |
| 1.2 2000-01 Public Accounts                     |                            | 912,032,818                |
| 2. Government Reorganization:                   |                            |                            |
| 2.1 Transfer of functions from other ministries | 600,000                    | 28,963,492                 |
| 2.2 Transfer of functions to other ministries   |                            | -30,183,195                |
| <b>RESTATED TOTAL</b>                           | <b>976,931,552</b>         | <b>910,813,115</b>         |

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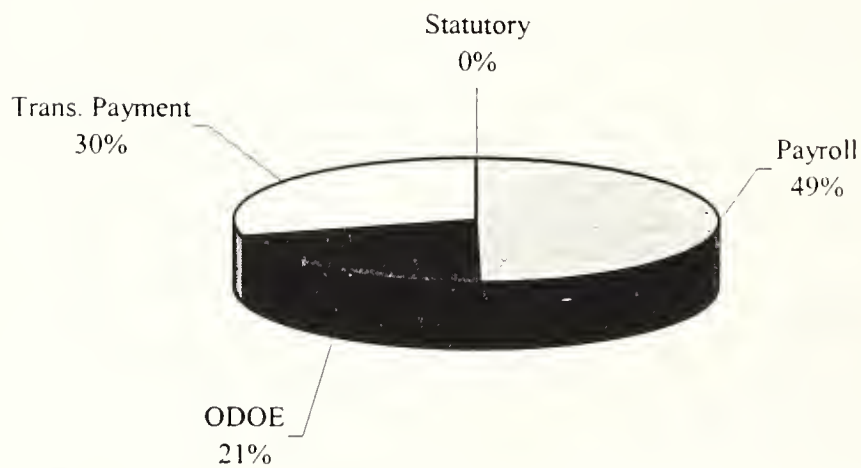
**MINISTRY OF THE ATTORNEY GENERAL  
OPERATING SUMMARY**

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**MINISTRY PROGRAMS - % OF FUNDING BY CORE BUSINESS  
(Operating)**

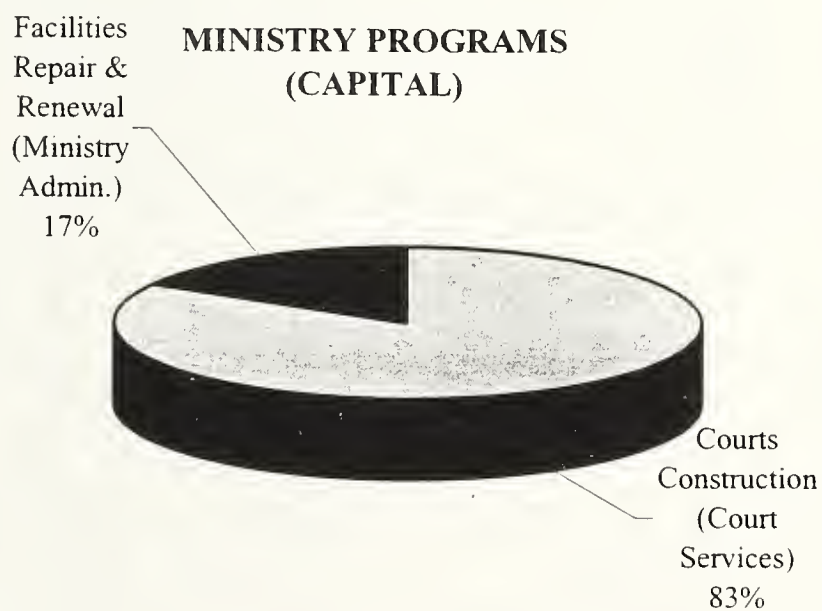


**MINISTRY STANDARD ACCOUNTS  
(Operating)**



## MINISTRY OF THE ATTORNEY GENERAL CAPITAL SUMMARY

| (a)               | (b)                | (c)           | (d)                                | (e)               | (f)               | (g)               |
|-------------------|--------------------|---------------|------------------------------------|-------------------|-------------------|-------------------|
| 2002-03           | Change from        |               |                                    | 2001-02           |                   | 2000-01           |
| ESTIMATES         |                    |               | Description                        | Interim           | Estimates         | Actuals           |
| \$                | \$                 | \$            |                                    | \$                | \$                | \$                |
| 7,000,000         | 1,000,000          | 16.7%         | Ministry Administration            | 9,879,895         | 6,000,000         | 4,844,057         |
| 34,861,000        | 1,547,600          | 4.6%          | Court Services                     | 30,509,263        | 33,313,400        | 25,343,066        |
| <b>41,861,000</b> | <b>2,547,600</b>   | <b>6.5%</b>   | <b>Ministry Total Capital</b>      | <b>40,389,158</b> | <b>39,313,400</b> | <b>30,187,123</b> |
| 19,500,000        | 19,500,000         |               | Less: Special Warrants             | 0                 | 0                 | 0                 |
| <b>22,361,000</b> | <b>-16,952,400</b> | <b>-43.1%</b> | <b>TOTAL OPERATING TO BE VOTED</b> | <b>40,389,158</b> | <b>39,313,400</b> | <b>30,187,123</b> |
|                   |                    |               | ACCOUNTING CLASSIFICATION          |                   |                   |                   |
| 41,861,000        | 2,547,600          | 6.5%          | Expenditure                        | 40,389,158        | 39,313,400        | 30,187,123        |



**MINISTRY OF THE ATTORNEY GENERAL  
PROGRAMS AND STANDARD ACCOUNTS SUMMARY: OPERATING**

2002-03

(\$000)

| OPERATING STANDARD ACCOUNTS                  | 301<br>MINISTRY<br>ADMIN*<br>\$ | 302<br>PROSECUTING<br>CRIME<br>\$ | 303<br>FAMILY<br>JUSTICE<br>SERVICES<br>\$ | 304<br>LEGAL<br>SERVICES<br>\$ | 305<br>COURT<br>SERVICES<br>\$ | 306<br>VICTIMS'<br>SERVICES<br>\$ | TOTAL<br>\$ | PERCENTAGE<br>OF TOTAL<br>MINISTRY<br>\$ |
|----------------------------------------------|---------------------------------|-----------------------------------|--------------------------------------------|--------------------------------|--------------------------------|-----------------------------------|-------------|------------------------------------------|
| Salaries and Wages                           | 12,365.4                        | 102,359.5                         | 23,611.1                                   | 73,070.2                       | 188,537.7                      | 14,543.7                          | 414,487.6   | 44%                                      |
| Employee Benefits                            | 1,953.1                         | 17,423.9                          | 5,125.6                                    | 11,782.0                       | 43,909.0                       | 3,087.2                           | 83,280.8    | 9%                                       |
| Transportation and Communication<br>Services | 692.5                           | 2,716.1                           | 1,332.4                                    | 2,779.1                        | 10,662.1                       | 1,482.0                           | 19,664.2    | 2%                                       |
| Supplies and Equipment                       | 105,039.4                       | 14,134.5                          | 17,475.6                                   | 7,518.5                        | 30,395.0                       | 2,399.7                           | 176,962.7   | 19%                                      |
| Transfer Payments                            | 479.1                           | 1,841.4                           | 428.4                                      | 670.8                          | 8,599.7                        | 1,026.9                           | 13,046.3    | 2%                                       |
| Other Transactions                           | 0.0                             | 3,089.2                           | 248,677.2                                  | 0.0                            | 146.8                          | 44,375.4                          | 296,288.6   | 31%                                      |
| Recoveries                                   | 0.0                             | 1.0                               | 0.0                                        | 1.0                            | 0.0                            | 0.0                               | 2.0         | 0%                                       |
|                                              | -482.7                          | 0.0                               | -75.0                                      | -61,173.6                      | 0.0                            | 0.0                               | -61,731.3   | -7%                                      |
| <b>TOTAL</b>                                 | 120,046.8                       | 141,565.6                         | 296,575.3                                  | 34,648.0                       | 282,250.3                      | 66,914.9                          | 942,000.9   | 100%                                     |
| <b>PERCENT OF TOTAL MINISTRY</b>             | 13%                             | 15%                               | 31%                                        | 4%                             | 30%                            | 7%                                | 100%        |                                          |
| <b>PERCENTAGE WITHOUT LEASE COST</b>         | 2.5%                            |                                   |                                            |                                |                                |                                   |             |                                          |

\* Ministry Administration – Services standard account includes Ministry Lease Costs of \$ 96,805.6

NOTE: Percentages are net of recoveries and have been rounded to the nearest full percentage.

**MINISTRY OF THE ATTORNEY GENERAL  
PROGRAMS AND STANDARD ACCOUNTS SUMMARY: CAPITAL  
2002-03  
(\$000)**

| OPERATING STANDARD ACCOUNTS                 | 301<br>MINISTRY<br>ADMIN<br>\$ | 302<br>PROSECUTING<br>CRIME<br>\$ | 303<br>FAMILY<br>JUSTICE<br>SERVICES<br>\$ | 304<br>LEGAL<br>SERVICES<br>\$ | 305<br>COURT<br>SERVICES<br>\$ | 306<br>VICTIMS'<br>SERVICES<br>\$ | TOTAL<br>\$ | PERCENTAGE OF<br>TOTAL MINISTRY<br>\$ |
|---------------------------------------------|--------------------------------|-----------------------------------|--------------------------------------------|--------------------------------|--------------------------------|-----------------------------------|-------------|---------------------------------------|
| Salaries and Wages                          |                                |                                   |                                            |                                |                                |                                   | 0.0         |                                       |
| Employee Benefits                           |                                |                                   |                                            |                                |                                |                                   | 0.0         |                                       |
| Transportation and Communication            |                                |                                   |                                            |                                |                                |                                   | 0.0         |                                       |
| Services                                    |                                |                                   |                                            |                                |                                |                                   | 0.0         |                                       |
| Supplies and Equipment                      |                                |                                   |                                            |                                |                                |                                   | 0.0         |                                       |
| Acquisition/Construction of Physical Assets | 7,000.0                        |                                   |                                            |                                | 34,861.0                       |                                   | 41,861.0    | 100%                                  |
| Transfer Payments                           |                                |                                   |                                            |                                |                                |                                   | 0.0         |                                       |
| Other Transactions                          |                                |                                   |                                            |                                |                                |                                   | 0.0         |                                       |
| Recoveries                                  |                                |                                   |                                            |                                |                                |                                   | 0.0         |                                       |
| <b>TOTAL</b>                                | 7,000.0                        | 0.0                               | 0.0                                        | 0.0                            | 34,861.0                       | 0.0                               | 41,861.0    | 100%                                  |
| <b>PERCENT OF TOTAL MINISTRY</b>            | 17%                            |                                   |                                            |                                | 83%                            |                                   | 100%        |                                       |



**2002-03 ESTIMATES BRIEFING BOOK**

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**VOTE 301**

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**MINISTRY ADMINISTRATION  
PROGRAM**

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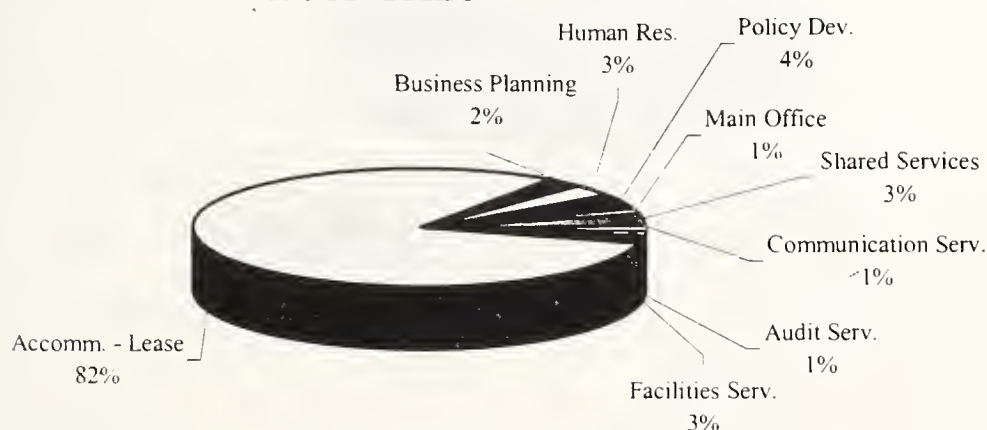
## MINISTRY OF THE ATTORNEY GENERAL

### MINISTRY ADMINISTRATION PROGRAM:

This program provides for the overall administration of the Ministry, supplying administrative and support services for the operating programs. The Corporate Services Management Division provides strategic support and advice to the Ministry in the areas of business and fiscal planning, human resources, research and analysis, and the co-ordination of key strategic projects. The Division also delivers shared services for facilities management. Freedom of Information and French language services to the justice sector ministries and provides service management for the Management Board Secretariat-delivered services of audit and business support functions provided by the Shared Services Bureau. Ministry Administration also includes the Attorney General's Office, the Deputy Attorney General's Office, the Parliamentary Assistant's Office, Policy Branch and the Communications Branch. Ministry Administration also provides support to provincial gaming initiatives.

| (a)                | (c)                |               | (d)                                                         | (f)                |                    | (g)                |
|--------------------|--------------------|---------------|-------------------------------------------------------------|--------------------|--------------------|--------------------|
| 2002-03            | Change from        |               |                                                             | 2001-02            |                    | 2000-01            |
| ESTIMATES          |                    |               | Description                                                 | Interim            | Estimates          | Actuals            |
| \$                 | \$                 | \$            |                                                             | \$                 | \$                 | \$                 |
| <b>OPERATING</b>   |                    |               | <b>MINISTRY ADMINISTRATION</b>                              |                    |                    |                    |
| 301                |                    |               |                                                             |                    |                    |                    |
| 120,000,000        | -3,957,900         | -3.2%         | Ministry Administration                                     | 124,656,549        | 123,957,900        | 130,240,045        |
| 35,006             | 2,009              | 6.1%          | Minister's Salary, the Executive Council Act                | 33,987             | 32,997             | 32,997             |
| 11,834             | 679                | 6.1%          | Parliamentary Assistant's Salary, the Executive Council Act | 11,490             | 11,155             | 11,155             |
| <b>120,046,840</b> | <b>-3,955,212</b>  | <b>-3.2%</b>  | <b>Total Operating</b>                                      | <b>124,702,026</b> | <b>124,002,052</b> | <b>130,284,197</b> |
| 35,000,000         | 35,000,000         |               | Less: Special Warrants                                      | 0                  | 0                  | 0                  |
| 46,840             | 2,688              | 6.1%          | Less: Statutory Appropriations                              | 45,477             | 44,152             | 44,152             |
| <b>85,000,000</b>  | <b>-38,957,900</b> | <b>-31.4%</b> | <b>Amount to be Voted</b>                                   | <b>124,656,549</b> | <b>123,957,900</b> | <b>130,240,045</b> |
| <b>CAPITAL</b>     |                    |               | <b>MINISTRY ADMINISTRATION</b>                              |                    |                    |                    |
| 301                |                    |               |                                                             |                    |                    |                    |
| 7,000,000          | 1,000,000          | 16.7%         | Facilities Renewal                                          | 9,879,895          | 6,000,000          | 4,844,057          |
| <b>7,000,000</b>   | <b>1,000,000</b>   | <b>16.7%</b>  | <b>Total Capital</b>                                        | <b>9,879,895</b>   | <b>6,000,000</b>   | <b>4,844,057</b>   |
| 3,000,000          | 3,000,000          |               | Less: Special Warrants                                      | 0                  | 0                  | 0                  |
| <b>4,000,000</b>   | <b>-2,000,000</b>  | <b>-33.3%</b> | <b>Amount to be Voted</b>                                   | <b>9,879,895</b>   | <b>6,000,000</b>   | <b>4,844,057</b>   |

### ACTIVITIES



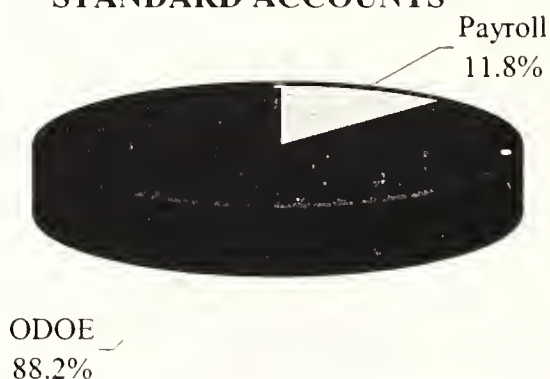
VOTE/ITEM: 301-1  
 PROGRAM: MINISTRY ADMINISTRATION  
 ACTIVITY: MINISTRY ADMINISTRATION  
 EXPENDITURE TYPE: OPERATING

| (a)         | (b)         | (c)   | (d)                               | (e)         | (f)         | (g)         |
|-------------|-------------|-------|-----------------------------------|-------------|-------------|-------------|
| 2002-03     | Change from |       | Description                       | 2001-02     |             | 2000-01     |
| ESTIMATES   |             |       |                                   | Interim     | Estimates   | Actuals     |
| \$          | \$          | \$    |                                   | Actuals     | \$          | \$          |
| 12,318,600  | -11,000     | -0.1% | Salaries and Wages                | 12,699,641  | 12,329,600  | 13,104,336  |
| 1,953,100   | 76,300      | 4.1%  | Employee Benefits                 | 2,349,824   | 1,876,800   | 2,104,128   |
| 692,500     | 400         | 0.1%  | Transportation and Communications | 1,140,634   | 692,100     | 1,385,987   |
| 105,039,400 | -4,024,000  | -3.7% | Services                          | 108,485,496 | 109,063,400 | 113,445,805 |
| 479,100     | 400         | 0.1%  | Supplies and Equipment            | 421,690     | 478,700     | 571,453     |
| -482,700    | 0           | 0.0%  | Recoveries                        | -440,736    | -482,700    | -371,664    |
| 120,000,000 | -3,957,900  | -3.2% | Total                             | 124,656,549 | 123,957,900 | 130,240,045 |

## EXPLANATIONS FOR EXPENDITURE CHANGE FROM 2001-02 ESTIMATES:

|                                                                                                          | \$                |
|----------------------------------------------------------------------------------------------------------|-------------------|
| o Family Responsibility Office– Transfer of Corporate Resources to Ministry of Community Social Services | -1,014,300        |
| o Program Evaluation                                                                                     | 250,000           |
| o General Liability Insurance                                                                            | 376,400           |
| o Articling Students Grievance Settlement                                                                | 4,500             |
| o Internal Realignment (ALOC/OCAA)                                                                       | 41,100            |
| o Transfer of Funds from Ministry of Correctional Services for French Language Translation               | 130,000           |
| o Reinstatement of Employer Pension Contribution                                                         | 77,700            |
| o Victim's Justice Action Plan                                                                           | -2,580,200        |
| o Facilities – Leases                                                                                    | 500,000           |
| o Mould Issues                                                                                           | -1,743,100        |
| <b>TOTAL</b>                                                                                             | <b>-3,957,900</b> |

## STANDARD ACCOUNTS



VOTE/ITEM: 301-1  
PROGRAM: MINISTRY ADMINISTRATION  
ACTIVITY: MINISTRY ADMINISTRATION  
EXPENDITURE TYPE: OPERATING

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### ACTIVITY DESCRIPTION

This program provides for the overall administration of the Ministry and business support services for the operating programs, including:

- Attorney General's, Parliamentary Assistant's and Deputy Attorney General's offices;
- Corporate Services Management Division;
- Policy Branch;
- Communications Branch; and
- Gaming Policy Unit.

The Ministries of the Attorney General and the Public Safety and Security share some corporate services and information technology services. Shared information technology services are provided by the Integrated Justice Information Technology Division, which reports operationally through the Ministry of the Public Safety and Security. The Corporate Services Management Division is responsible for justice sector services provided by the Facilities Management Branch, Freedom of Information and Protection of Privacy and French Language Services.

|                   |                                        |
|-------------------|----------------------------------------|
| VOTE/ITEM:        | 301-1                                  |
| PROGRAM:          | MINISTRY ADMINISTRATION                |
| ACTIVITY:         | MINISTRY ADMINISTRATION                |
| SUB-ACTIVITY:     | CORPORATE SERVICES MANAGEMENT DIVISION |
| EXPENDITURE TYPE: | OPERATING                              |

---

## **SUB-ACTIVITY DESCRIPTION**

Corporate Services Management Division provides strategic support and advice to the Ministry in the areas of business and financial planning, human resources, facilities and accommodation, quality service, audit, Freedom of Information and Protection of Privacy and French language services. This program is also responsible for research and analysis, management information and coordination of key senior management committees and sub-committees.

## **FUNCTIONS:**

### **Business and Fiscal Planning**

The Business and Fiscal Planning Branch:

- Provides a one-window liaison with Central Agencies on business planning, financial management, program evaluation and performance.
- Develops and maintains Ministry fiscal plan and fiscal management framework.
- Leads the development, implementation and support of the modern controllership function with respect to financial policy and management functions; by providing corporate financial policy and control services, advice regarding best practices and analytical expertise.
- Provides leadership in managing service levels and relationships between the Ministry and Shared Services Bureau; and leading in implementing the Corporate Financial Information System (IFIS) in the Ministry.
- Provides Business planning co-ordination and support, including the development and monitoring of the Ministry's business plan and its implementation through divisional operational plans.
- Plans, designs and executes program evaluations, empirical research studies, and statistical analyses; assists with performance measures, developing statistical models and risk assessments

|                   |                                        |
|-------------------|----------------------------------------|
| VOTE/ITEM:        | 301-1                                  |
| PROGRAM:          | MINISTRY ADMINISTRATION                |
| ACTIVITY:         | MINISTRY ADMINISTRATION                |
| SUB-ACTIVITY:     | CORPORATE SERVICES MANAGEMENT DIVISION |
| EXPENDITURE TYPE: | OPERATING                              |

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## **Human Resources**

The Human Resources Branch provides strategic services and advice on all workforce matters in support of government policy direction and Ministry business plans. The branch provides consulting services and support to managers in:

- recruitment, employment transition and compensation;
- labour relations, grievance management and conflict resolution;
- return-to-work, employment accommodations and health and safety;
- learning and development strategies;
- workforce and succession planning;
- performance management;
- change management;
- team development;
- workplace harassment and discrimination and equal opportunity;
- organization design; and executive services and lawyers' services.

The branch provides Human Resources communications services and has developed and maintains an Intranet site (WorkSmart) for the division, and coordinates Electronic Service Delivery and Workforce Information Network (WIN) Implementation for the Ministry.

## **Freedom of Information and Protection of Privacy Office**

The Freedom of Information and Protection of Privacy Office coordinates the administration of the *Freedom of Information and Protection of Privacy Act* (the Act) for the Ministries of the Attorney General, and Public Safety and Security. Responsibilities include: developing policies, procedures and guidelines; co-ordinating and responding to access requests from the public; liaison with the Information and Privacy Commission on appeals and mediation processes; investigating privacy complaints; preparing statistical reports; delivering training, providing advice on access and privacy issues including privacy impact assessments and ensuring adherence to privacy provisions and other legislative requirements of the Act.

The Freedom of Information Office will continue to focus on improving service delivery by:

- striving to increase the number of requests that are processed according to statutory time frames;
- providing Freedom of Information and privacy awareness through training; and developing standards to improve customer service in the context of the government's overall service quality initiatives.

|                   |                                        |
|-------------------|----------------------------------------|
| VOTE/ITEM:        | 301-1                                  |
| PROGRAM:          | MINISTRY ADMINISTRATION                |
| ACTIVITY:         | MINISTRY ADMINISTRATION                |
| SUB-ACTIVITY:     | CORPORATE SERVICES MANAGEMENT DIVISION |
| EXPENDITURE TYPE: | OPERATING                              |

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### **French Language Services**

The Office of the Co-ordinator of French Language Services provides advice to staff of the Ministry of the Attorney General, and the Ministry of Public Safety and Security on the delivery of service in French within their program areas. The Office also addresses service delivery issues under the *French Language Services Act*, the *Courts of Justice Act* and the *Criminal Code*. The Office coordinates translation, complaints investigation and resolution and linguistic proficiency education services. It also manages relations with francophone stakeholder groups and acts as a liaison between the Ministries and the francophone community.

The Office will continue to focus on improving service delivery by:

- developing and communicating uniform standards and policies for French language services delivery in the Ontario justice system within agreed time frames;
- monitoring compliance, including designated positions, investigating complaints and reporting within required time frames;
- effectively managing translation services and stakeholder relations and providing advice to clients on internal and external French language services issues; and
- effectively managing linguistic evaluation services, including providing managers with training on preliminary screening of linguistic skills of candidates in bilingual positions.

### **Facilities Management**

The Justice Sector Facilities Branch provides strategic planning, controllership, project implementation and operational advice for the Ministry of the Attorney General and the Ministry of Public Safety and Security facilities' portfolios.

The initiatives for fiscal year 2002-03 include:

- developing accommodation strategic plans to support the wide range of business planning directions and decision-making activities for both ministries;
- managing the administration and controllership for all space occupied, both government owned and 3<sup>rd</sup> party leases for the Ministry of the Attorney General (256 properties) and the Ministry of Public Safety and Security (555 properties);
- coordinating the delivery and implementation of major and minor capital projects and relocation projects for various divisions within both ministries and reporting the expenditure to Management Board Secretariat and the Ontario SuperBuild Corporation on a quarterly basis; and
- improving processes for capital planning requests through the Ontario SuperBuild Corporation and the Cabinet Committee on Privatization and SuperBuild (CCOPS).

|                   |                                        |
|-------------------|----------------------------------------|
| VOTE/ITEM:        | 301-1                                  |
| PROGRAM:          | MINISTRY ADMINISTRATION                |
| ACTIVITY:         | MINISTRY ADMINISTRATION                |
| SUB-ACTIVITY:     | CORPORATE SERVICES MANAGEMENT DIVISION |
| EXPENDITURE TYPE: | OPERATING                              |

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### **Accommodation – Lease Costs**

This area of Corporate Services Management Division oversees rental payments for 3<sup>rd</sup> party leased and government owned space occupied by the Ministry of the Attorney General and the Ministry of Public Safety and Security.

In 1997-98 and 1998-99 the Ontario Realty Corporation (ORC) implemented Phase I and Phase II of Charging for Accommodation which made the Ministry responsible for all 3<sup>rd</sup> party leases and the rent for government owned facilities in which it occupied space. In both instances, base funding for these functions was transferred to the Ministry from ORC.

The Ministry has consolidated the lease funds, previously approved for various initiatives within the Ministry, in the central lease account. This consolidation will ensure consistent and accurate reconciliation of lease payments and will streamline administrative processes.

### Quality Service Project

- The Quality Service Project was established to:
  - Support and sustain Quality Planning initiatives and to ensure compliance with Common Service Standards;
  - Provide leadership in the development of cross-ministry supports for common functions related to Quality Service Standards; and
  - Provide leadership to ensure quality planning processes and principles are integrated into operational plans of the cluster ministries.
- In July 2001, Senior Management Committee of the Ministry of the Attorney General and the Ontario Native Affairs Secretariat approved an action plan to implement fourteen strategies for improvements to the three top priority areas identified in an assessment of the organization's performance.
- The Justice Sector core team is overseeing the implementation of Year I and II deliverables. Year I deliverables focus on strategies to improve internal communications, learning and development and process/business improvement and documentation.
- The project is also responsible for monitoring of the Common Service Standards for the justice ministries.

|                   |                                        |
|-------------------|----------------------------------------|
| VOTE/ITEM:        | 301-1                                  |
| PROGRAM:          | MINISTRY ADMINISTRATION                |
| ACTIVITY:         | MINISTRY ADMINISTRATION                |
| SUB-ACTIVITY:     | CORPORATE SERVICES MANAGEMENT DIVISION |
| EXPENDITURE TYPE: | OPERATING                              |

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Knowledge Management Project

- The Knowledge Management project team provides support to the Justice Sector Knowledge Management Council. The team is developing a knowledge management strategy and multi-year action plan to support business goals. In addition, the team is expected to develop a monitoring and assessment plan to measure and report on the success of knowledge management implementation.
- The project team also participates in the development of an OPS-wide Knowledge Management Strategy led through the Office of the Corporate Chief Strategist at Management Board.

|                   |                         |
|-------------------|-------------------------|
| VOTE/ITEM:        | 301-1                   |
| PROGRAM:          | MINISTRY ADMINISTRATION |
| ACTIVITY:         | MINISTRY ADMINISTRATION |
| SUB-ACTIVITY:     | POLICY DEVELOPMENT      |
| EXPENDITURE TYPE: | OPERATING               |

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### SUB-ACTIVITY DESCRIPTION

The Policy Branch is responsible for providing justice and corporate policy support services on a wide range of issues in the fields of civil, family and administrative law. The Branch manages the legislative agenda of the Attorney General, and provides legal and strategic advice to the Attorney General in his role as both a Cabinet Minister and the Chief Law Officer of the Crown. Working independently or in partnership with other legal and policy professionals within the ministry and across government, the branch plays a key role in ministry policy initiatives and in the development, drafting and coordination of ministry submissions for consideration by Cabinet and its committees. Part of this role includes serving as the ministry's main liaison with Cabinet Office. The Branch also oversees the Federal-Provincial-Territorial Relations Unit, which provides strategic and corporate support to both the Ministry of Attorney General and the Ministry of Public Safety and Security.

#### *Strategic Policy and Legal Services*

Provision of justice policy advice and consulting services to project teams and Ministry divisions, involving legal and policy support, including:

- identification and analysis of legal issues and risks;
- interpretation of statutes and regulations;
- instructing legislative counsel on the drafting of legislation and regulations;
- managing and advising on legislative process and agenda of the Attorney General;
- liaison with the judiciary and private bar;
- policy research and analysis;
- identification of policy issues and options;
- development, drafting and coordination of policy Cabinet submissions;
- liaison with policy professionals across government;
- coordination of policy issues relating to 4 self-governing professions;
- provision of executive leadership for key Ministry projects.

|                   |                                |
|-------------------|--------------------------------|
| VOTE/ITEM:        | <b>301-1</b>                   |
| PROGRAM:          | <b>MINISTRY ADMINISTRATION</b> |
| ACTIVITY:         | <b>MINISTRY ADMINISTRATION</b> |
| SUB-ACTIVITY:     | <b>POLICY DEVELOPMENT</b>      |
| EXPENDITURE TYPE: | <b>OPERATING</b>               |

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*Corporate Policy Support Services*

- liaison with Cabinet Office and the Premier's Office on the government's justice agenda;
- co-ordination of the Ministry's policy planning process, justice sector policy planning, and the overall policy agenda of the Ministry's business plan
- co-ordination and secretariat support for the Justice Deputies Committee and issues related to Aboriginal justice policy;
- tracking and monitoring regulations and non-Order-In-Council appointments;
- coordination of Red Tape submissions for Ministry;
- coordination of external Cabinet submissions
- coordinating legislative and policy agenda forecast planning for the Minister's Office
- coordinating Cabinet Book materials, training Ministry staff in policy development and legislative approval processes, and tracking internal and external Cabinet submissions and legislative initiatives from other ministries.

*Federal-Provincial-Territorial Relations Unit – Justice Sector*

The Unit coordinates Ontario's participation in the Federal/Provincial/Territorial (FPT) Justice forum for the Ministry of the Attorney General and the Ministry of Public Safety and Security. The Unit coordinates the management of FPT meetings, including provision of strategic advice and support to the Deputy Ministers and Ministers. It also develops, coordinates and communicates FPT strategy and objectives, manages relationships and liaises with other Ministries, central agencies and governments, and develops FPT strategy on issues that cross justice sector lines. The Unit will continue to improve corporate FPT service delivery by proactively monitoring the activities of FPT committees and working groups and enhancing corporate advice and consulting services to Sector divisions on FPT matters.

|                   |                         |
|-------------------|-------------------------|
| VOTE/ITEM:        | 301-1                   |
| PROGRAM:          | MINISTRY ADMINISTRATION |
| ACTIVITY:         | MINISTRY ADMINISTRATION |
| SUB-ACTIVITY:     | COMMUNICATIONS SERVICES |
| EXPENDITURE TYPE: | OPERATING               |

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## **SUB-ACTIVITY DESCRIPTION**

The Communications Branch provides communications services and support for the achievement of the government's justice initiatives. The Branch prepares strategic communications plans; advises on and manages communications issues; develops communications products and activities to support the Ministry's policies, programs and services; and provides information to the public and the media.

## **FUNCTIONS**

The Branch provides communications services and support to the Attorney General, Deputy Attorney General and divisions of the Ministry, including:

- strategic communications planning;
- issues management;
- media relations;
- development of communications materials such as speeches, news releases and fact sheets;
- event planning and co-ordination;
- coordination of the Minister's and Deputy Minister's correspondence;
- public information, including a general inquiry phone line and a website; and internal communications.

|                   |                         |
|-------------------|-------------------------|
| VOTE/ITEM:        | 301-1                   |
| PROGRAM:          | MINISTRY ADMINISTRATION |
| ACTIVITY:         | MINISTRY ADMINISTRATION |
| SUB-ACTIVITY:     | GAMING POLICY UNIT      |
| EXPENDITURE TYPE: | OPERATING               |

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## **Gaming Policy Unit**

### *Objectives*

- Leads the development of provincial gaming policies for charity, aboriginal and commercial casinos, slot machines at racetracks and lotteries in a responsible, regulated and responsive manner ensuring appropriate stakeholder consultation, research and analysis.
- Coordinate gaming-related activities across government.
- Manages the accountability relationship between the Ministry and the Ontario Lottery and Gaming Corporation.

### *General Description of Gaming Unit*

- Provides agency liaison and stewardship for the Ontario Lottery and Gaming Corporation.
- Leads provincial gaming policy and planning (e.g. activities related to commercial, aboriginal and charity casinos, slots at racetracks, lotteries, etc.)
- Works with Ministry of Health and Long-Term Care to sustain effectiveness of the provincial problem gambling initiative.

### *Key Initiatives for 2002-03*

- Develop a provincial gaming strategy to prepare for the end of the 3-year pause in gaming facility expansion.
- Address the outcomes of social and economic impacts of charity casinos, slot machine facilities and charity gaming revenue.
- Develop a co-ordinated provincial approach to responsible gaming.
- Manage the Casino Rama Revenue Agreement implementation and address aboriginal gaming issues as they arise.

VOTE/ITEM: 301-16  
PROGRAM: MINISTRY ADMINISTRATION  
ACTIVITY: STATUTORY SALARIES  
EXPENDITURE TYPE: OPERATING

| (a)             | (b)                              | (c)         | (d)                | (e)                      | (f)             | (g)           |
|-----------------|----------------------------------|-------------|--------------------|--------------------------|-----------------|---------------|
| 2002-03         | Change from<br>2001-02 Estimates |             | Description        | 2001-02                  |                 | 2000-01       |
| ESTIMATES<br>\$ | \$                               | \$          |                    | Interim<br>Actuals<br>\$ | Estimates<br>\$ | Actuals<br>\$ |
| 46.840          | 2,688                            | 6.1%        | Salaries and Wages | 45,477                   | 44,152          | 44,152        |
| <b>46.840</b>   | <b>2,688</b>                     | <b>6.1%</b> | <b>Total</b>       | <b>45,477</b>            | <b>44,152</b>   | <b>44,152</b> |

## EXPLANATIONS FOR EXPENDITURE CHANGE FROM 2001-02 ESTIMATES:

|                                                                           |                     |
|---------------------------------------------------------------------------|---------------------|
|                                                                           | \$                  |
| o Increase in Statutory Salaries for Minister and Parliamentary Assistant | 2,688               |
| <b>TOTAL FOR 2002-03</b>                                                  | <u><u>2,688</u></u> |

VOTE/ITEM: **301-2**  
PROGRAM: **MINISTRY ADMINISTRATION**  
PROGRAM: **FACILITIES RENEWAL**  
EXPENDITURE TYPE: **CAPITAL**

| (a)<br>2002-03<br>ESTIMATES<br>\$ | (b) (c)<br>Change from<br>2001-02 Estimates |              | (d)<br>Description                             | (e) (f)<br>2001-02       |                  | (g)<br>2000-01<br>Actuals<br>\$ |
|-----------------------------------|---------------------------------------------|--------------|------------------------------------------------|--------------------------|------------------|---------------------------------|
|                                   | \$                                          | \$           |                                                | Interim<br>Actuals<br>\$ | Estimates<br>\$  |                                 |
| 7,000,000                         | 1,000,000                                   | 16.7%        | Acquisition/Construction of<br>Physical Assets | 9,879,895                | 6,000,000        | 4,844,057                       |
| <b>7,000,000</b>                  | <b>1,000,000</b>                            | <b>16.7%</b> | <b>Total</b>                                   | <b>9,879,895</b>         | <b>6,000,000</b> | <b>4,844,057</b>                |

## EXPLANATIONS FOR EXPENDITURE CHANGE FROM 2001-02 ESTIMATES:

|                                   |                         |
|-----------------------------------|-------------------------|
|                                   | \$                      |
| o ARB/OMB/BON Space Consolidation | <u>1,000,000</u>        |
| <b>TOTAL</b>                      | <u><u>1,000,000</u></u> |

|                   |                         |
|-------------------|-------------------------|
| VOTE/ITEM:        | 301-2                   |
| PROGRAM:          | MINISTRY ADMINISTRATION |
| ACTIVITY:         | FACILITIES RENEWAL      |
| EXPENDITURE TYPE: | CAPITAL                 |

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## ACTIVITY DESCRIPTION

Capital investments are made to extend the useful life of Ministry facilities through repairs and upgrades.

## FUNCTIONS

Implement annual minor capital program to renovate and retrofit existing space. Projects included under this program are those that meet the definition under the *Financial Administration Act*.

## KEY INITIATIVES

The allocation for this fiscal year is \$7,000,000, which will be used to implement specific projects to address health and safety concerns, security, and repair and rehabilitation of various courthouses across the province.

These projects include:

- construction and repair of holding cells in a number of court locations to improve public safety and prisoner security
- enhancement of courthouse security.

These projects include:

- construction and repair of holding cells in a number of court locations to improve public safety and prisoner security
- installation of cameras and security systems in courthouses.



**2002-03 ESTIMATES BRIEFING BOOK**

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**VOTE 302**

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**PROSECUTING CRIME**

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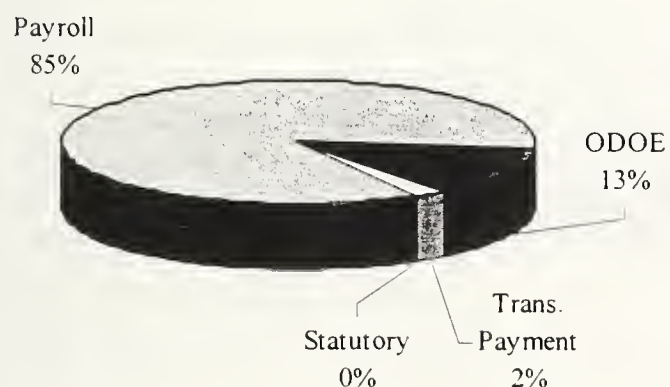
## MINISTRY OF THE ATTORNEY GENERAL

### PROSECUTING CRIME PROGRAM:

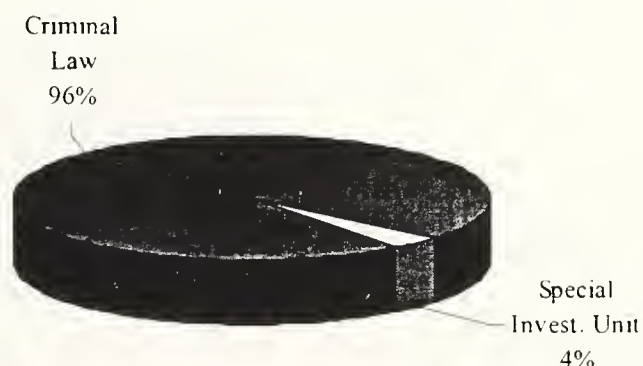
This program provides legal representation for the Crown in the right of Ontario in all criminal matters and criminal appeals before all levels of courts in the province. The program also provides for the operation of the Special Investigations Unit.

| (a)                      | (b)                              | (c)           | (d)                                                          | (e)                      | (f)                | (g)                |
|--------------------------|----------------------------------|---------------|--------------------------------------------------------------|--------------------------|--------------------|--------------------|
| 2002-03                  | Change from<br>2001-02 Estimates |               | Description                                                  | 2001-02                  |                    | 2000-01            |
| ESTIMATES<br>\$          | \$                               | \$            |                                                              | Interim<br>Actuals<br>\$ | Estimates<br>\$    | Actuals<br>\$      |
| <b>OPERATING<br/>302</b> |                                  |               | <b>PROSECUTING CRIME</b>                                     |                          |                    |                    |
| 5,244,100                | 29,000                           | 0.6%          | Special Investigations Unit                                  | 5,020,926                | 5,215,100          | 5,300,987          |
| 136,320,500              | 1,111,600                        | 0.8%          | Criminal Law                                                 | 135,237,442              | 135,208,900        | 131,027,475        |
| 1,000                    | 0                                | 0.0%          | Payments under the Ministry of Treasury<br>and Economics Act | 475,386                  | 1,000              | 211,628            |
| <b>141,565,600</b>       | <b>1,140,600</b>                 | <b>0.8%</b>   | <b>Total Operating</b>                                       | <b>140,733,754</b>       | <b>140,425,000</b> | <b>136,540,090</b> |
| 49,900,000               | 49,900,000                       |               | Less: Special Warrants                                       | 0                        | 0                  | 0                  |
| 1,000                    | 0                                | 0.0%          | Less: Statutory Appropriations                               | 475,386                  | 1,000              | 211,628            |
| <b>91,664,600</b>        | <b>-48,759,400</b>               | <b>-34.7%</b> | <b>Amount to be Voted</b>                                    | <b>140,258,368</b>       | <b>140,424,000</b> | <b>136,328,462</b> |

### STANDARD ACCOUNTS



### ACTIVITIES



VOTE/ITEM: **302-1**  
 PROGRAM: **PROSECUTING CRIME**  
 ACTIVITY: **SPECIAL INVESTIGATIONS UNIT**  
 EXPENDITURE TYPE: **OPERATING**

| (a)              | (b)                              | (c)         | (d)                               | (e)                | (f)              | (g)              |
|------------------|----------------------------------|-------------|-----------------------------------|--------------------|------------------|------------------|
| 2002-03          | Change from<br>2001-02 Estimates |             | Description                       | 2001-02            |                  | 2000-01          |
| ESTIMATES        |                                  |             |                                   | Interim<br>Actuals | Estimates        | Actuals          |
| \$               | \$                               | \$          |                                   | \$                 | \$               | \$               |
| 3,443,600        | 19,900                           | 0.6%        | Salaries and Wages                | 3,283,114          | 3,423,700        | 3,021,080        |
| 660,400          | 9,100                            | 1.4%        | Employee Benefits                 | 406,379            | 651,300          | 486,536          |
| 229,700          | 0                                | 0.0%        | Transportation and Communications | 420,066            | 229,700          | 484,463          |
| 632,000          | 0                                | 0.0%        | Services                          | 486,072            | 632,000          | 548,165          |
| 278,400          | 0                                | 0.0%        | Supplies and Equipment            | 425,295            | 278,400          | 760,743          |
| <b>5,244,100</b> | <b>29,000</b>                    | <b>0.6%</b> | <b>Total</b>                      | <b>5,020,926</b>   | <b>5,215,100</b> | <b>5,300,987</b> |

## EXPLANATIONS FOR EXPENDITURE CHANGE FROM 2001-02 ESTIMATES:

- o Internal Realignment (ALOC/OCAA)
- o Reinstatement of Employer Pension Contribution
- TOTAL**

\$

24,300

4,700

**29,000**

## STANDARD ACCOUNTS



|                   |                             |
|-------------------|-----------------------------|
| VOTE/ITEM:        | 302-1                       |
| PROGRAM:          | PROSECUTING CRIME           |
| ACTIVITY:         | SPECIAL INVESTIGATIONS UNIT |
| EXPENDITURE TYPE: | OPERATING                   |

---

## ACTIVITY DESCRIPTION

The Special Investigations Unit's (SIU) statutory mandate is to investigate circumstances of serious injuries and deaths that result from incidents involving a member of the public and the police.

The Special Investigation Unit is the only provincial body with this authority. The Director of the SIU must decide whether or not to lay charges after a comprehensive review of the evidence gathered during an investigation.

## FUNCTIONS

The Special Investigation Unit was created in 1990 with the proclamation of Section 113 of the *Police Services Act*. Prior to the creation of the SIU, investigations into police occurrences resulting in a serious injury or death were investigated by police. Public concern with respect to police accountability led to the creation of the SIU as a civilian based investigatory body that was mandated to independently investigate such occurrences.

When any person suffers a serious injury or death arising out of an occurrence involving a police officer, the police services involved must notify the SIU of the occurrence. On occasion members of the public or the media inform the SIU directly. When the SIU receives notice of an occurrence, the Director determines if the incident falls within the jurisdiction of the SIU, and/or if it is necessary under the circumstances for SIU staff to investigate. Once investigators have completed their investigation, they submit an investigative brief to the Director of the SIU.

Once the SIU has been engaged, Section 113 (9) of the *Police Services Act* requires that the involved police service shall co-operate fully with members of the SIU who are conducting the investigation. In 1998, the Honourable George Adams, Q.C. concluded a process of consultation with interested police and community groups. He then made recommendations to the Attorney General that were aimed at addressing problems of co-operation, etc. New regulations enacted in January 1999 address the contentious issues, the operations of the SIU and the co-operation required of police.

The Director renders a decision regarding charges and reports to the Attorney General. The SIU then issues a news release on the Director's decision.

VOTE/ITEM: 302-1  
PROGRAM: PROSECUTING CRIME  
ACTIVITY: SPECIAL INVESTIGATIONS UNIT  
EXPENDITURE TYPE: OPERATING

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### ACTIVITY STATISTICAL DATA

|                          | 1999 – 00 | 2000-01 | 2001-02 | 2002-03    |
|--------------------------|-----------|---------|---------|------------|
|                          | Actual    | Actual  | Actual  | Projection |
| Number of investigations | 156       | 177     | 162     | 165        |

### KEY INITIATIVES

The Special Investigations Unit has identified four strategic priorities for the fiscal year 2002-2003:

1. To improve and maintain professional excellence in its investigations.
2. Continue to develop forensic identification expertise and capacity within the SIU.
3. Continuous improvement of business processes and systems required to support the mandate of the SIU and demonstrate responsible and effective resource management. To increase understanding of the role of the SIU and enhance its credibility among key stakeholders – the community, police services, the Ontario government and the media.
4. Continuous improvement of business processes and systems required to support the mandate of the SIU and demonstrate responsible and effective resource management.

VOTE/ITEM: 302-2  
PROGRAM: PROSECUTING CRIME  
ACTIVITY: CRIMINAL LAW  
EXPENDITURE TYPE: OPERATING

| (a)                        | (b) (c)<br>Change from<br>2001-02 Estimates |             | (d)                               | (e) (f)<br>2001-02       |                    | (g)<br>2000-01     |
|----------------------------|---------------------------------------------|-------------|-----------------------------------|--------------------------|--------------------|--------------------|
| 2002-03<br>ESTIMATES<br>\$ | \$                                          | \$          | Description                       | Interim<br>Actuals<br>\$ | Estimates<br>\$    | Actuals<br>\$      |
| 98,915,900                 | -4,685,200                                  | -4.5%       | Salaries and Wages                | 98,402,530               | 103,601,100        | 92,797,405         |
| 16,763,500                 | 1,587,800                                   | 10.5%       | Employee Benefits                 | 14,269,698               | 15,175,700         | 14,105,088         |
| 2,486,400                  | -69,200                                     | -2.7%       | Transportation and Communications | 3,705,197                | 2,555,600          | 4,239,087          |
| 13,502,500                 | 3,235,500                                   | 31.5%       | Services                          | 14,179,834               | 10,267,000         | 14,833,052         |
| 1,563,000                  | -150,300                                    | -8.8%       | Supplies and Equipment            | 2,182,243                | 1,713,300          | 2,939,443          |
| 3,089,200                  | 1,193,000                                   | 62.9%       | Transfer Payments                 | 2,497,940                | 1,896,200          | 2,113,400          |
| <b>136,320,500</b>         | <b>1,111,600</b>                            | <b>0.8%</b> | <b>Total</b>                      | <b>135,237,442</b>       | <b>135,208,900</b> | <b>131,027,475</b> |

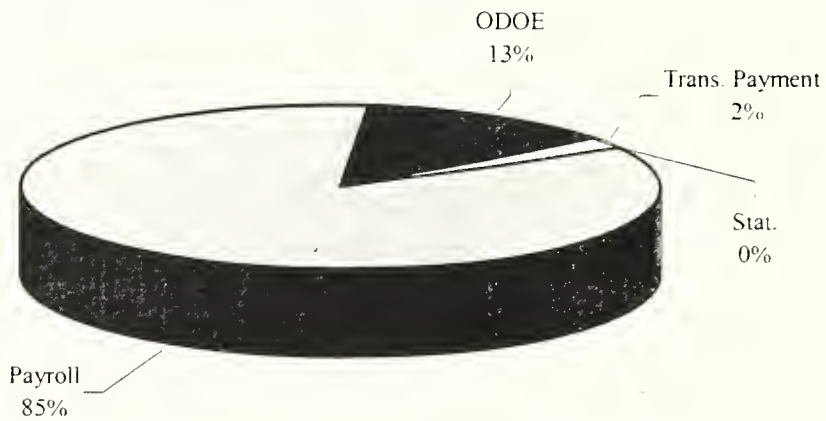
## EXPLANATIONS FOR EXPENDITURE CHANGE FROM 2001-02 ESTIMATES:

|                                                                               | \$               |
|-------------------------------------------------------------------------------|------------------|
| o Integrated Justice Project Training and Backfill                            | -1,182,000       |
| o POA Project – Database System                                               | 649,500          |
| o Investment in Criminal Courts Backlog                                       | -2,899,300       |
| o Mobile Courts (Backlog)                                                     | 2,127,000        |
| o Aboriginal Justice Project                                                  | 460,000          |
| o Red Light Camera Project                                                    | -91,800          |
| o Organized Crime                                                             | 1,000,000        |
| o Victims Justice Action Plan                                                 | 180,000          |
| o Pension Savings Reduction                                                   | 54,400           |
| o Reinstatement of Employer Pension Contribution                              | 626,000          |
| o Information Technology – Core Support & Service Mgmt for Justice Enterprise | 239,100          |
| o Domestic Violence Protection Act                                            | -233,040         |
| o Transfer of Cultural Interpreter Allocation to MCzCR                        | -156,900         |
| o Case Flow Management Pilot Project                                          | 397,040          |
| o Legal Merit Increase                                                        | 3,221,100        |
| o Youth Criminal Justice Act (training)                                       | 663,900          |
| o Bail Crown Attorneys (funding extension)                                    | 772,300          |
| o POA Transfer Savings                                                        | -1,901,000       |
| o Articling Students Grievance Settlement                                     | 135,000          |
| o Savings within Criminal Law Division                                        | -1,324,800       |
| o Internal Realignment (Domestic Violence Protection Act)                     | -427,300         |
| o Savings - Organized Crime                                                   | -3,000,000       |
| o Savings - Youth Justice Committees                                          | -150,000         |
| o Internal Realignment (ALOC/OCAA)                                            | 1,138,400        |
| o Counter-terrorism (annualization)                                           | 251,000          |
| o Proceeds of Crime – Expenditure                                             | 540,000          |
| o Special Projects Grant                                                      | 23,000           |
| <b>TOTAL</b>                                                                  | <b>1,111,600</b> |

VOTE/ITEM: 302-2  
PROGRAM: PROSECUTING CRIME  
ACTIVITY: CRIMINAL LAW  
EXPENDITURE TYPE: OPERATING

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### STANDARD ACCOUNTS



\*Transfer payments include the Native Court Worker Program, Aboriginal Justice Projects, and Grants for Special Projects.

VOTE/ITEM: **302-16**  
 PROGRAM: **PROSECUTING CRIME**  
 ACTIVITY: **STATUTORY APPROPRIATIONS—PAYMENTS UNDER  
THE MINISTRY OF TREASURY AND ECONOMICS ACT**  
 EXPENDITURE TYPE: **OPERATING**

| (a)<br>2002-03<br>ESTIMATES<br>\$ | (b) (c)<br>Change from<br>2001-02 Estimates |             | (d)<br>Description | (e) (f)<br>2001-02       |                 | (g)<br>2000-01 |
|-----------------------------------|---------------------------------------------|-------------|--------------------|--------------------------|-----------------|----------------|
|                                   | \$                                          | \$          |                    | Interim<br>Actuals<br>\$ | Estimates<br>\$ | Actuals<br>\$  |
| 1,000                             | 0                                           | 0.0%        | Other Transactions | 475,386                  | 1,000           | 211,628        |
| <b>1,000</b>                      | <b>0</b>                                    | <b>0.0%</b> | <b>Total</b>       | <b>475,386</b>           | <b>1,000</b>    | <b>211,628</b> |

|                   |                   |
|-------------------|-------------------|
| VOTE/ITEM         | 302-2             |
| PROGRAM:          | PROSECUTING CRIME |
| ACTIVITY:         | CRIMINAL LAW      |
| EXPENDITURE TYPE: | OPERATING         |

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## ACTIVITY DESCRIPTION

The Assistant Deputy Attorney General, Criminal Law, is responsible for the operation of the Criminal Law Division which conducts all criminal prosecutions and appeals and provides legal advice to the Attorney General and Deputy Attorney General in all criminal law matters.

## FUNCTIONS

### Crown Attorney System

- responsible for the conduct in Ontario of prosecutions under the *Criminal Code* and other federal statutes, such as the *Young Offenders Act*, and provincial statutes, such as the *Highway Traffic Act*;
- responsible for the conduct in Ontario of inquests under the *Coroner's Act*; and
- responsible for the conduct in Ontario of mental disorder hearings following finding of mental disorder under the *Criminal Code*.

### Crown Law Office – Criminal

- responsible for representing the Crown in criminal appeals in the Court of Appeal and the Supreme Court of Canada, prosecutions of a complex nature generally involving fraud, as well as special services including applications for authorizations, extraditions and search warrants;
- responsible for developing policy recommendations regarding criminal law in Canada and provincial quasi-criminal law, including procedures and the law of evidence;
- responsible for examining and establishing policy guidelines for the conduct of prosecutions within the Province of Ontario; and
- responsible for providing legal advice to the Assistant Deputy Attorney General - Criminal Law, Deputy Attorney General and Attorney General.

|                   |                   |
|-------------------|-------------------|
| VOTE/ITEM:        | 302-2             |
| PROGRAM:          | PROSECUTING CRIME |
| ACTIVITY:         | CRIMINAL LAW      |
| EXPENDITURE TYPE: | OPERATING         |

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## KEY INITIATIVES

The Criminal Law Division has continued to build upon the successes of past initiatives to improve the ongoing business of the Division and establish effective criminal caseload management. The Division also works with cross ministry teams to ensure that victims and witnesses are supported. Our achievements of the past fiscal year, both overall and with respect to specific initiatives, are being continued, enhanced and strengthened.

Across the province, an accused person can generally get a trial date within six months. That compares with 1990 when 53% of *Criminal Code* charges in Ontario had been before the courts longer than eight months. In a decision named *Askov* [section 11(b)], the Supreme Court of Canada had ruled that this was an unreasonable length of time. As a result, more than 50,000 charges were thrown out.

### Cases Dismissed Due to Delay

Since November 1996, the Criminal Law Division has been collecting *Criminal Code* and *Young Offenders Act* related information. The Ministry is on track to meet its performance target of 40 or fewer section 11(b) applications allowed. In the first 9 months of 2001-02 only 17 section 11(b) applications were allowed across Ontario. The Division's efforts to reduce the inventory of charges dismissed due to unreasonable delay included: increasing the number of pretrials in co-operation with the judiciary; establishing blitz courts in areas with the largest number of cases; and, following the recommendations of the Criminal Justice Review, implemented new program measures including one which requires a review of criminal case management procedures for every jurisdiction over two years.

### Criminal Justice Review

The Criminal Justice Review Committee was a combined initiative of the Ministry of the Attorney General, the Superior Court of Justice, the Ontario Court of Justice and the Ontario Criminal Lawyers' Association. It delivered its report to the Heads of Court (the Chief Justice of Ontario, the Chief Justice of the Superior Court, the Chief Justice of the Ontario Court and the Attorney General). The Heads of Court expressed agreement in principle with the recommendations in the Report and a Heads of Court working group is implementing the Report.

|                   |                   |
|-------------------|-------------------|
| VOTE/ITEM:        | 302-2             |
| PROGRAM:          | PROSECUTING CRIME |
| ACTIVITY:         | CRIMINAL LAW      |
| EXPENDITURE TYPE: | OPERATING         |

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Its recommendations will increase the efficiency of Ontario's criminal courts, thereby strengthening community safety and supporting the rights of crime victims while maintaining fairness for the accused. The recommendations reflect three themes: the development of 'best practices' based upon successful local initiatives; greater co-ordination among the participants in the criminal justice system; and enhanced use of technology to promote the fair and expeditious disposition of criminal cases. The Review proposes a number of improvements to further reduce the time it takes cases to get to trial across the province, resulting in even fewer applications for charges to be dismissed because of unreasonable delay.

Victims and witnesses are receiving improved service as a result of sufficient interview and preparation time afforded to all Crown attorneys. The Ministry is attempting to provide consistent support to victims throughout all stages of the criminal justice system and ensure that victims are communicated with and provided information about their case as it proceeds through the system. This is being facilitated by providing eligible Crown attorneys one scheduled day of interview time for every four days in court.

Other recommendations that have already been addressed or that are in the process of implementation include the creation of local criminal justice co-ordinating committees and specialized courts, such as domestic violence courts and the consolidated mental health court at Toronto's Old City Hall.

### **Justice Summit**

In spring 2002, under the leadership of the Ministry of the Attorney General and with the involvement of the Heads of Court, a Justice Summit was convened involving multiple stakeholders including the Criminal Lawyers' Association and Legal Aid Ontario. The group is examining refinements in three areas: bail courts, making court appearances more meaningful, and improving scheduling and utilization of court time.

A separate, but allied, initiative is also in place to deal with backlog in Family court.

### **DNA**

The federal *DNA Identification Act* came into effect on June 30, 2000 and established a national data bank, which is maintained by the RCMP. The new *Act* authorizes judges to order offenders convicted of designated *Criminal Code* offences to provide samples for DNA analysis. The data bank has a crime scene index that contains DNA profiles from unsolved crime scenes, and a convicted offender's index, which contains DNA profiles taken from certain convicted offenders. Profiles from the crime scene index and the convicted offenders index are compared to find a match in the system.

|                   |                   |
|-------------------|-------------------|
| VOTE/ITEM:        | 302-2             |
| PROGRAM:          | PROSECUTING CRIME |
| ACTIVITY:         | CRIMINAL LAW      |
| EXPENDITURE TYPE: | OPERATING         |

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Only offenders who are found guilty of either a primary or secondary offence in s.487.04 of the *Criminal Code of Canada* are eligible for DNA data banking. Primary offences include homicides, most sexual offences, serious assaults and kidnapping. Secondary offences include child pornography, assault, criminal negligence, robbery, and break and enter.

Criminal Law Division is responsible for completing applications for DNA data banking in an effective and timely manner. This legislation has had a significant impact on Crown attorney resources at the trial and appellate stages.

For prospective offenders (convicted after proclamation), the court issues an order for DNA data banking for primary offences unless the offender establishes that the impact of his or her privacy and security will be grossly disproportionate to the public interest in the protection of society and the proper administration of justice. Crown attorneys should seek an order for secondary offences where the circumstances of the offence or offender disclose a reasonable possibility that the offender: poses a risk to others in the community or will re-offend; or has committed serious offences in the past for which he or she has not been apprehended. For retrospective offenders who committed their offences before proclamation and were convicted after, Crown attorneys must determine whether they should make the application for primary and secondary offences.

In June 2000, Criminal Law Division established a DNA retroactive team, which has been prioritizing applications based on warrant expiry date and release in the community. Crown attorneys are making applications for samples to be taken retroactively from serious offenders who are currently serving sentences (including those who are on parole or other forms of release) under the following circumstances: when an offender has been declared a "dangerous offender" under the *Criminal Code*; when an offender has been convicted of more than one sexual offence, and is currently serving a term of incarceration of two years or more (this includes those offenders who are serving the remainder of their sentence in the community on conditional release); and when an offender has been convicted of more than one murder committed at different times. The province has approximately 650 retroactive cases; only 29% remain to be processed. It is expected that all retroactive applications will be completed in 2002/03.

|                   |                   |
|-------------------|-------------------|
| VOTE/ITEM:        | 302-2             |
| PROGRAM:          | PROSECUTING CRIME |
| ACTIVITY:         | CRIMINAL LAW      |
| EXPENDITURE TYPE: | OPERATING         |

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### **Youth Justice Committees**

To increase community and victim involvement in dealing effectively with minor, first-time young offenders, six pilot Youth Justice Committees (YJC) were established in Barrie, Cornwall, Kitchener, Ottawa, Port Colborne and Scarborough. The program has been expanded to an additional 12 locations in the province.

Implementation of the new programs is underway. Information kits have been developed for YJC Steering Committees (made up of Crowns, police, probation, Legal Aid Ontario and victim services and defence counsel representatives) and for agencies providing the administrative support to the local programs.

### **Integrated Justice Project**

Representatives from the Integrated Justice Project, Crown and Police Teams are working with the London Police Services Representatives on the requirements for the electronic Crown Brief Exchange. The work on this first exchange consists of an electronic Crown Brief for property offences, including three electronic documents that the Crown application is dependent on for data: the Information, Witness List and Crown Brief Cover. Development work should be completed and tested by Spring 2003. If the exchange is successful, it will then be migrated to a Limited Production environment in the London Crown attorney's office. Members of the Project Team are working with the Division and the Ministry in developing the deployment plan for London.

### **National Flag System for High Risk Offenders**

Crown attorneys are improving public safety by flagging all high-risk offenders in one coordinated and integrated information system in the Criminal Law Division's database. This is part of a national program which ensures that law enforcement officials in Ontario and the rest of the country have information on high-risk offenders and are aware of the degree of their offence. The database includes the following mandatory provincial requirements: all dangerous offender applications; all long-term offender applications; and serious personal injury court applications at the end of sentence.

### **Domestic Violence Programs**

Working with Victim Services, Criminal Law Division provides Crown Attorneys to support the Domestic Violence Courts.

**2002-03 ESTIMATES BRIEFING BOOK**

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**VOTE 303**

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**FAMILY JUSTICE SERVICES  
PROGRAM**

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## MINISTRY OF THE ATTORNEY GENERAL

### FAMILY JUSTICE SERVICES PROGRAM:

This program provides for the administration of judicial, minors' and incapable persons' trusts; protecting the public interest in charitable property; investigating allegations of abuse against incapable adults; making medical treatment decisions for incapable people; administering estates where there is no will and no next-of-kin in Ontario; protecting the legal interests and personal and property rights of children in child protection, divorce/separation cases and civil litigation/estates cases; supervised access of children to parents in custody and access matters; the provincial contribution to Legal Aid Ontario; and the bail program.

| (a)                | (b)                              | (c)           | (d)                            | (e)                | (f)                | (g)                |
|--------------------|----------------------------------|---------------|--------------------------------|--------------------|--------------------|--------------------|
| 2002-03            | Change from<br>2001-02 Estimates |               | Description                    | 2001-02            |                    | 2000-01            |
| ESTIMATES          |                                  |               |                                | Interim<br>Actuals | Estimates          | Actuals            |
| \$                 | \$                               | \$            |                                | \$                 | \$                 | \$                 |
| <b>OPERATING</b>   |                                  |               | <b>FAMILY JUSTICE SERVICES</b> |                    |                    |                    |
| <b>303</b>         |                                  |               |                                |                    |                    |                    |
| 53,983,600         | 4,948,300                        | 10.1%         | Family Justice Services        | 52,699,515         | 49,035,300         | 47,945,387         |
| 242,591,700        | 3,434,000                        | 1.4%          | Legal Aid Ontario              | 241,586,000        | 239,157,700        | 201,625,700        |
| <b>296,575,300</b> | <b>8,382,300</b>                 | <b>2.9%</b>   | <b>Total Operating</b>         | <b>294,285,515</b> | <b>288,193,000</b> | <b>249,571,087</b> |
| 82,100,000         | 82,100,000                       |               | Less: Special Warrants         | 0                  | 0                  | 0                  |
| <b>214,475,300</b> | <b>-73,717,700</b>               | <b>-25.6%</b> | <b>Amount to be Voted</b>      | <b>294,285,515</b> | <b>288,193,000</b> | <b>249,571,087</b> |

### ACTIVITIES



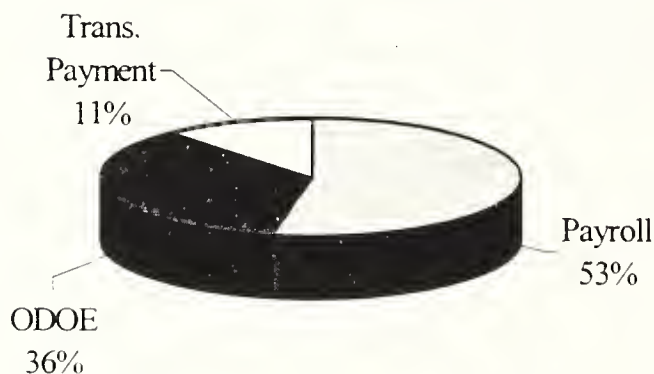
VOTE/ITEM: **303-1**  
PROGRAM: **FAMILY JUSTICE SERVICES**  
ACTIVITY: **FAMILY JUSTICE SERVICES**  
EXPENDITURE TYPE: **OPERATING**

| (a)        | (b)                              | (c)   | (d)                               | (e)                | (f)        | (g)        |
|------------|----------------------------------|-------|-----------------------------------|--------------------|------------|------------|
| 2002-03    | Change from<br>2001-02 Estimates |       | Description                       | 2001-02            |            | 2000-01    |
| ESTIMATES  |                                  |       |                                   | Interim<br>Actuals | Estimates  | Actuals    |
| \$         | \$                               | \$    |                                   | \$                 | \$         | \$         |
| 23,611,100 | 154,300                          | 0.7%  | Salaries and Wages                | 23,602,047         | 23,456,800 | 23,442,091 |
| 5,125,600  | 134,400                          | 2.7%  | Employee Benefits                 | 3,969,607          | 4,991,200  | 3,991,231  |
| 1,332,400  | -33,600                          | -2.5% | Transportation and Communications | 1,839,230          | 1,366,000  | 1,736,958  |
| 17,475,600 | 3,995,000                        | 29.6% | Services                          | 17,540,092         | 13,480,600 | 13,255,457 |
| 428,400    | -3,800                           | -0.9% | Supplies and Equipment            | 472,331            | 432,200    | 709,418    |
| 6,085,500  | 702,000                          | 13.0% | Transfer Payments                 | 5,341,358          | 5,383,500  | 4,909,273  |
| -75,000    | 0                                | 0.0%  | Recoveries                        | -65,150            | -75,000    | -99,041    |
| 53,983,600 | 4,948,300                        | 10.1% | Total                             | 52,699,515         | 49,035,300 | 47,945,387 |

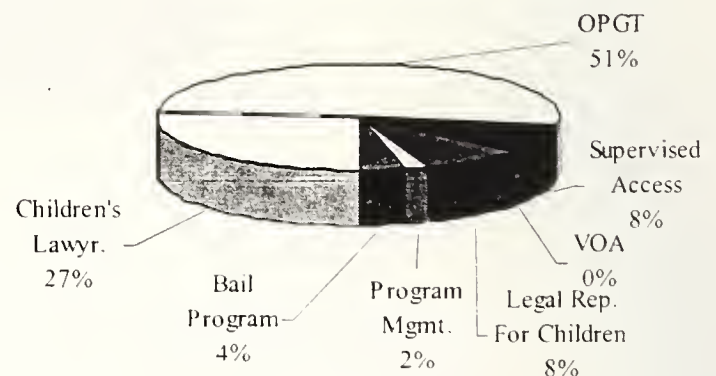
## EXPLANATIONS FOR EXPENDITURE CHANGE FROM 2001-02 ESTIMATES:

|                                                                                         | \$                      |
|-----------------------------------------------------------------------------------------|-------------------------|
| o Family Responsibility Office Transfer to MCSS                                         | -323,500                |
| o Internal Realignment (ALOC/OCAA)                                                      | 114,200                 |
| o Office of Children's Lawyer Caseload and Tariff Increase                              | 5,800,000               |
| o Articling Students Grievance Settlement                                               | 27,000                  |
| o Office of the Public Guardian & Trustee Information Technology Solution (Reprofiling) | -1,501,000              |
| o Expansion of Access Sites                                                             | 700,000                 |
| o Reinstatement of Employer Pension Contribution                                        | 129,600                 |
| o Grandview – Victims of Abuse                                                          | -200,000                |
| o Grandview – Victims of Abuse                                                          | 202,000                 |
| <b>TOTAL</b>                                                                            | <b><u>4,948,300</u></b> |

STANDARD ACCOUNTS



SUB-ACTIVITIES



|                   |                         |
|-------------------|-------------------------|
| VOTE/ITEM:        | 303-1                   |
| PROGRAM:          | FAMILY JUSTICE SERVICES |
| ACTIVITY:         | FAMILY JUSTICE SERVICES |
| SUB-ACTIVITY:     | CHILDREN'S LAWYER       |
| EXPENDITURE TYPE: | OPERATING               |

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## SUB-ACTIVITY DESCRIPTION

As provided for by law, the Office of the Children's Lawyer investigates, advocates, protects and represents the personal and property rights and obligations of children, in proceedings before the courts and tribunals of Ontario.

## FUNCTIONS

The Children's Lawyer provides legal services primarily for children under sections 89 (3) and 112 of the *Courts of Justice Act*, the Rules of the Courts, section 38 of the *Child and Family Services Act* and the *parens patriae* (the responsibility to act on behalf of those people who cannot take care of themselves) jurisdiction of the Superior Court of Justice.

### Custody/Access Cases

The Office has established criteria for accepting cases requiring legal representation and/or a social work report of the Children's Lawyer in accordance with sections 89 and 112 of the *Courts of Justice Act*. For example, child's counsel is appointed by the Children's Lawyer only in those disputes where representation for the child will contribute meaningfully to the resolution of the matter and/or protect the child's interest in the proceedings. Subject to regional and local availability, the party may be advised to avail themselves of alternate resources, such as assessment or mediation.

The Office becomes involved in a case where there is litigation concerning custody of and/or access to the child under the *Divorce Act* or the *Children's Law Reform Act*. The nature of investigation depends on the circumstances governing the case and the availability of resources within the community. Strong emphasis is placed on the use of dispute resolution techniques.

### Child Protection Cases

The Children's Lawyer acts as counsel for children in need of protection under court order authorized in section 38 of the *Child and Family Services Act*. The Children's Lawyer also acts as counsel for children before tribunals (e.g. Criminal Injuries Compensation Board, and Child and Family Services Review Board).

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|                   |                         |
|-------------------|-------------------------|
| VOTE/ITEM:        | 303-1                   |
| PROGRAM:          | FAMILY JUSTICE SERVICES |
| ACTIVITY:         | FAMILY JUSTICE SERVICES |
| SUB-ACTIVITY:     | CHILDREN'S LAWYER       |
| EXPENDITURE TYPE: | OPERATING               |

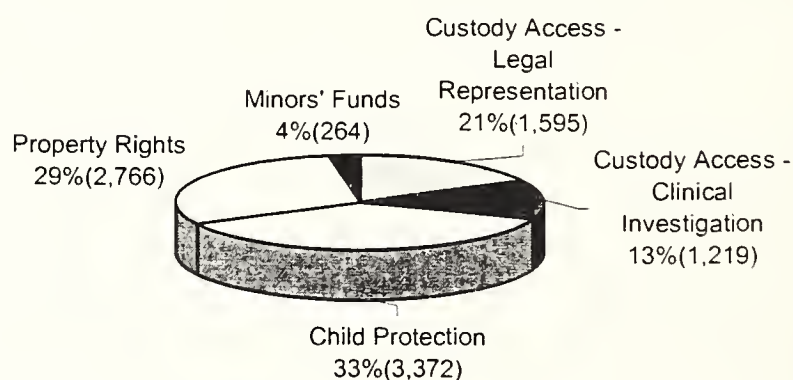
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### Property Rights Cases

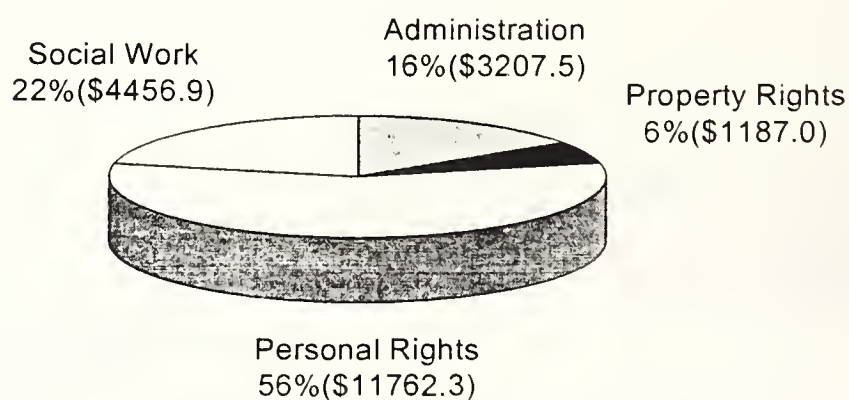
The Children's Lawyer acts as litigation guardian and legal representative for children and unborn children who are parties to court proceedings in estates, trusts, insurance, motor vehicle cases and other civil actions.

### SUB-ACTIVITY STATISTICAL DATA

#### 9,216 Cases Assigned 2001-02



#### 2001-2002 EXPENDITURES-(\$20.6 million)



|                   |                                                                                 |
|-------------------|---------------------------------------------------------------------------------|
| VOTE/ITEM:        | <b>303-1</b>                                                                    |
| PROGRAM:          | <b>FAMILY JUSTICE SERVICES</b>                                                  |
| ACTIVITY:         | <b>FAMILY JUSTICE SERVICES</b>                                                  |
| SUB-ACTIVITY:     | <b>PUBLIC GUARDIAN AND TRUSTEE/ACCOUNTANT OF<br/>THE SUPERIOR COURT JUSTICE</b> |
| EXPENDITURE TYPE: | <b>OPERATING</b>                                                                |

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### **SUB-ACTIVITY DESCRIPTION**

The Office of the Public Guardian and Trustee manages the financial affairs of mentally incapable people who do not have anyone willing or able to act on their behalf. As court-appointed guardian, the Public Guardian and Trustee makes decisions about personal care in the areas of shelter, food, clothing, hygiene, safety and health care. The Public Guardian and Trustee is also responsible for the Accountant of the Ontario Superior Court of Justice as the depository for all monies, securities and mortgages pursuant to judgments, orders and reports of the Court.

Total assets under administration were \$1.029 billion (estimated) for the fiscal year ending March 31, 2002 as compared to \$1.017 billion as at March 31, 2001

### **FUNCTIONS**

To provide trust administration through:

- Trust Administration Operations:
  - manages the assets and financial affairs of mentally incapable people throughout Ontario.
- Estates Administration and Corporations Division:
  - administers the estates of deceased persons in Ontario with no known adult heirs; and
  - in certain cases, deals with the assets of involuntarily dissolved Ontario corporations which are forfeited to the Crown.
- Charitable Property Division:
  - deals with issues relating to the management of charitable property within the Province of Ontario and monitors wills containing charitable bequests.
- Accountant of the Superior Court of Justice:
  - monies deposited with the Accountant are received, managed and disbursed pursuant to judgments, orders and reports of the Ontario Superior Court of Justice in accordance with the Courts of Justice Act and other relevant statutes.
- Other:
  - holds and invests cemetery perpetual care funds.

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|                   |                                                                                 |
|-------------------|---------------------------------------------------------------------------------|
| VOTE/ITEM:        | <b>303-1</b>                                                                    |
| PROGRAM:          | <b>FAMILY JUSTICE SERVICES</b>                                                  |
| ACTIVITY:         | <b>FAMILY JUSTICE SERVICES</b>                                                  |
| SUB-ACTIVITY:     | <b>PUBLIC GUARDIAN AND TRUSTEE/ACCOUNTANT OF<br/>THE SUPERIOR COURT JUSTICE</b> |
| EXPENDITURE TYPE: | <b>OPERATING</b>                                                                |

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To provide other non-trust administration responsibilities such as:

- acting as treatment decision-maker of last resort for people who are not capable of making their own treatment decisions and do not have anyone else to make these decisions for them;
- serving as litigation guardian of last resort under the Rules of Civil Procedure for mentally incapable persons;
- screening and monitoring private applications to replace the OPGT as guardian;
- investigating abuse or neglect of mentally incapable people; and
- co-ordinating the provincial capacity assessment system through provision of information to the public, provision of training and advice to Assessors and setting of standards for capacity assessments.

#### SUB-ACTIVITY STATISTICAL DATA

|                                                                                                        | 2000-01 | 2001/02<br>Actual | 2002/03<br>Projection |
|--------------------------------------------------------------------------------------------------------|---------|-------------------|-----------------------|
| Property Cases                                                                                         | 9,082   | 9,074             | 9,100                 |
| Value of Assets –<br>Property/Estates/Corporations                                                     | \$465.7 | \$464.1           | \$460.0               |
| *Applications for statutory guardianship<br>processed                                                  | 363     | 449               | 400                   |
| *Applications for court-appointed<br>guardianship received                                             | 180     | 289               | 237                   |
| ** including related applications (e.g.<br>amendments to plans, requests to dispense<br>with security) |         | **321             |                       |
| Requests to Treatment Decision Unit                                                                    | 3,395   | 3,833             | 4,024                 |
| Accountant of the Superior Court of Justice<br>cases                                                   | 37,719  | 38,114            | 38,000                |
| Assets under management for ASCJ                                                                       | \$485.7 | \$499.0           | \$490.0               |

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|                   |                                                                         |
|-------------------|-------------------------------------------------------------------------|
| VOTE/ITEM:        | 303-1                                                                   |
| PROGRAM:          | FAMILY JUSTICE SERVICES                                                 |
| ACTIVITY:         | FAMILY JUSTICE SERVICES                                                 |
| SUB-ACTIVITY:     | PUBLIC GUARDIAN AND TRUSTEE/ACCOUNTANT OF<br>THE SUPERIOR COURT JUSTICE |
| EXPENDITURE TYPE: | OPERATING                                                               |

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## KEY INITIATIVES

In 2002-03, the Office of the Public Guardian and Trustee is undertaking a number of new initiatives in addition to continuing 2001-02 initiatives. These initiatives are:

- continue to develop and implement a new IT system
- continue to implement changes in investment strategy for the Office of the Public Guardian and Trustee clients resulting from legislative amendments to the *Trustee Act*;
- conducting heir ship searches on all estates files
- continue process documentation projects
- launch tender for income tax services
- establish new investment strategy for common fixed income funds
- quality assurance review of extended health care benefits
- review and obtain alternative property insurance arrangements for clients with occupied property
- establish property manager contracts

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|                   |                                |
|-------------------|--------------------------------|
| VOTE/ITEM:        | <b>303-1</b>                   |
| PROGRAM:          | <b>FAMILY JUSTICE SERVICES</b> |
| ACTIVITY:         | <b>FAMILY JUSTICE SERVICES</b> |
| SUB-ACTIVITY:     | <b>SUPERVISED ACCESS</b>       |
| EXPENDITURE TYPE: | <b>OPERATING</b>               |

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### SUB-ACTIVITY DESCRIPTION

The government provides transfer payment funding to 52 Supervised Access centres and satellites throughout the province. The main objective of these centres is to provide a safe, neutral and child-focused setting for visits and exchanges between a child and a non-custodial parent or other person, such as a grandparent, in cases where there are concerns about the safety of the child and/or custodial parent.

### FUNCTIONS

- provide integrity to orders of the court by allowing an access order to be implemented through supervised access visits, particularly in cases where enforcement and safety are an issue;
- provide a safe and supervised setting for access visits and exchanges between children and their non-custodial parent using trained staff and volunteers;
- facilitate access visits that might not otherwise occur thus allowing children to maintain a relationship with the non-custodial parent;
- provide an effective and creative way of dealing with acrimonious access disputes outside the court system; and
- provide the court and/or lawyers with factual reports regarding the participants' use of the service.

### SUB-ACTIVITY STATISTICAL DATA

|                                      | <b>1999-00<br/>Actual</b> | <b>2000-01<br/>Actual</b> | <b>2001-02<br/>Actual</b> | <b>2002-03<br/>Projected</b> | <b>2003-04<br/>Projected</b> |
|--------------------------------------|---------------------------|---------------------------|---------------------------|------------------------------|------------------------------|
| Total number of visits and exchanges | 28,000                    | 30,008                    | 36,926                    | 45,000                       | 52,000                       |
| Total number of families             | 12,072                    | 18,269                    | 21,139                    | 25,000                       | 30,000                       |

|                   |                         |
|-------------------|-------------------------|
| VOTE/ITEM:        | 303-1                   |
| PROGRAM:          | FAMILY JUSTICE SERVICES |
| ACTIVITY:         | FAMILY JUSTICE SERVICES |
| SUB-ACTIVITY:     | SUPERVISED ACCESS       |
| EXPENDITURE TYPE: | OPERATING               |

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## KEY INITIATIVES

- province-wide expansion of supervised access to 77 sites by 2002-2003;
- work with new and existing centres to implement program expansion and improvement;
- develop business case for improved funding for all centres, especially funding equity for 14 satellite districts;
- meet with program co-ordinators to continue to refine policies, procedures, budget management and performance measures;
- implement electronic data collection and reporting systems to streamline process and obtain reliable, timely information for reporting and accountability;
- develop program infrastructure (staff, facilities, policies and procedures) to support program expansion;
- revise manual Best Practice: Standards and Guidelines for Supervised Access Centres;
- develop research project on outcomes of supervised access for children.

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|                   |                                          |
|-------------------|------------------------------------------|
| VOTE/ITEM:        | <b>303-1</b>                             |
| PROGRAM:          | <b>FAMILY JUSTICE SERVICES</b>           |
| ACTIVITY:         | <b>FAMILY JUSTICE SERVICES</b>           |
| SUB-ACTIVITY:     | <b>BAIL VERIFICATION AND SUPERVISION</b> |
| EXPENDITURE TYPE: | <b>OPERATING</b>                         |

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## SUB-ACTIVITY DESCRIPTION

The Bail Verification and Supervision program provides transfer payment funding to six organizations that serve people accused of criminal offences who, were it not for the program, would remain in custody because they do not have sufficient financial resources or social ties to qualify for release. Bail Programs are located in Barrie, Brampton, Kitchener, Hamilton, St. Catherines and Toronto.

## FUNCTIONS

The program has two main functions:

- verification: information is collected from the accused person and then verified to help the court in the bail and bail supervision decision making process; and
- supervision/referral: supervision under the Bail Program is ordered by the court. The program monitors the accused person for compliance with the bail order and the return to court on the scheduled trial date. Often, referrals are made to community programs for counselling and other services.

## SUB-ACTIVITY STATISTICAL DATA

| <b>Program</b>                                | <b>1998-99</b> | <b>1999-00</b> | <b>2000-01</b> | <b>2001-02</b> |
|-----------------------------------------------|----------------|----------------|----------------|----------------|
| Number of Cases                               | 3,305          | 3,304          | 3,318          | 3,300          |
| Clients Attending all Court Hearings          | Not available  | 79%            | 80%            | 81%            |
| Clients Found Not Guilty or Charges Withdrawn | Not available  | 34%            | 34%            | 39%            |

## KEY INITIATIVES

- Determine the feasibility of a new performance indicator that measures improvement in the client's quality of life.
- Strengthen relationships with stakeholders.

|                   |                                |
|-------------------|--------------------------------|
| VOTE/ITEM:        | <b>303-1</b>                   |
| PROGRAM:          | <b>FAMILY JUSTICE SERVICES</b> |
| ACTIVITY:         | <b>FAMILY JUSTICE SERVICES</b> |
| SUB-ACTIVITY:     | <b>VICTIMS OF ABUSE</b>        |
| EXPENDITURE TYPE: | <b>OPERATING</b>               |

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## **ACTIVITY DESCRIPTION**

The Victims of Abuse in Provincial Institutions Program was responsible for the implementation of settlement agreements for St. John's, St. Joseph's and Grandview Training Schools. The agreements set out a process for determining eligibility for programs and benefits for former wards of St. John's, St. Joseph's and Grandview Training Schools. The major programs and benefits available to eligible claimants include financial compensation, counselling, educational and vocational opportunities, and a contingency/opportunity fund to support a range of other needs.

Financial compensation and counselling, under these settlement agreements, has already been paid to all eligible claimants.

## **FUNCTIONS**

- The government entered into service agreements with the Family Service Centre Ottawa-Carlton (St. John's/St. Joseph's) and the Family Counselling and Resource Centre in Peterborough (Grandview) to administer the remaining counselling and educational benefits of the program.
- The service contract with the Family Service Centre Ottawa-Carlton to administer the remaining benefits under the St. John's/St. Joseph's agreement, ended March 31, 2000.
- Educational/vocational training is the only remaining obligation of the government under the terms of the Grandview Agreement. The service contract to administer this obligation is being extended on an annual basis until the obligation is fully discharged.

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|                   |                                |
|-------------------|--------------------------------|
| VOTE/ITEM:        | <b>303-1</b>                   |
| PROGRAM:          | <b>FAMILY JUSTICE SERVICES</b> |
| ACTIVITY:         | <b>FAMILY JUSTICE SERVICES</b> |
| SUB-ACTIVITY:     | <b>VICTIMS OF ABUSE</b>        |
| EXPENDITURE TYPE: | <b>OPERATING</b>               |

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**ACTIVITY STATISTICAL DATA**

|                                                       | 1999-00 | 2000-01 | 2001-02 | *2002-03 |
|-------------------------------------------------------|---------|---------|---------|----------|
| <b>St. John's/St. Joseph's</b>                        |         |         |         |          |
| Number of claimants who accessed benefits counselling | 41      | N/A     | N/A     | N/A      |
| <b>Grandview</b>                                      |         |         |         |          |
| Number of claimants who accessed benefits counselling | 55      | N/A     | N/A     | N/A      |
| Educational/Vocational                                | 69      | 84      | 32      | 26       |
| (Related Transfer Payments – Allocation)              | \$528.8 | \$222.2 | \$200.0 | \$202.0  |

Note: The original number of eligible claimants for benefits was 408 for St. John's/St. Joseph's and 320 for Grandview.

\* Represents anticipated active clients.

**KEY INITIATIVES**

- Continue to work with the Family Counselling and Resource Centre in Peterborough to administer the remaining educational/vocational benefits of the program to ensure funding is dispersed according to the agreements, and collect program as well as financial information throughout the process.

VOTE/ITEM: **303-2**  
PROGRAM: **FAMILY JUSTICE SERVICES**  
ACTIVITY: **LEGAL AID ONTARIO**  
EXPENDITURE TYPE: **OPERATING**

| (a)<br>2002-03<br>ESTIMATES<br>\$ | (b) (c)<br>Change from<br>2001-02 Estimates |             | (d)<br>Description | (e) (f)<br>2001-02       |                    | (g)<br>2000-01<br>Actuals<br>\$ |
|-----------------------------------|---------------------------------------------|-------------|--------------------|--------------------------|--------------------|---------------------------------|
|                                   | \$                                          | \$          |                    | Interim<br>Actuals<br>\$ | Estimates<br>\$    |                                 |
| 242,591,700                       | 3,434,000                                   | 1.4%        | Transfer Payments  | 241,586,000              | 239,157,700        | 201,625,700                     |
| <b>242,591,700</b>                | <b>3,434,000</b>                            | <b>1.4%</b> | <b>Total</b>       | <b>241,586,000</b>       | <b>239,157,700</b> | <b>201,625,700</b>              |

EXPLANATIONS FOR EXPENDITURE CHANGE FROM 2001-02 ESTIMATES: \$

|                                                             |                  |
|-------------------------------------------------------------|------------------|
| o Criminal Young Offenders Act Matters and Unique Pressures | 9,900,000        |
| o Reduction in Re-investment Funds                          | -4,500,000       |
| o Legal Aid Reprofileing                                    | -1,966,000       |
| <b>TOTAL</b>                                                | <b>3,434,000</b> |

VOTE/ITEM: 303-2  
PROGRAM: FAMILY JUSTICE SERVICES  
ACTIVITY: LEGAL AID ONTARIO  
EXPENDITURE TYPE: OPERATING

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## ACTIVITY DESCRIPTION

Legal Aid Ontario provides legal aid services to low-income Ontarians. Legal Aid Ontario's authority for providing these services in Ontario is provided for through the *Legal Aid Services Act, 1998*.

## FUNCTIONS

Legal Aid Ontario's 2002/03 Business Plan reaffirms their core business – providing quality, client focused legal aid services, and developing effective relationships with stakeholders and delivering services in an innovative, efficient and accountable manner.

During the past fiscal year, Legal Aid Ontario launched a number of initiatives to enhance the delivery of legal aid. A business case for tariff reform was a major project to ensure that legal aid services will continue to be provided by the private bar. Clinic services expansion continued through 2001-02.

As well, Legal Aid Ontario's information technology strategy began its next stage and tendering for a developer will take place in 2002-03. Funding for this initiative comes from a portion of the surplus generated in the 2000/01 fiscal year.

## KEY INITIATIVES

In 2002-03, Legal Aid Ontario has identified the following initiatives in their business plan:

- Tariff reform;
- Improving Access to Certificate Services;
- Meeting Demands for Refugee Services;
- Meeting Demands for Child Protection Services
- Improving Services For the Mentally Ill;
- Improving Services for Victims of Domestic Violence;
- Improving Criminal and Young Offender Services;
- Improving Clinic Services;
- Expanding Quality Assurance;
- Improving Education and Support for the Private Bar
- Implementing the Total Service Network (Information Technology Plan);
- Improving Collection of Accounts Receivable;
- Improving Staff Training and Development.

**2002-03 ESTIMATES BRIEFING BOOK**

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**VOTE 304**

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**LEGAL SERVICES PROGRAM**

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## MINISTRY OF THE ATTORNEY GENERAL

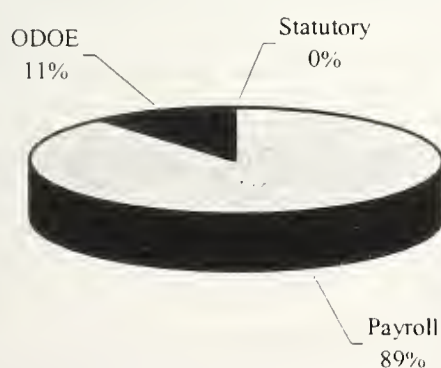
### LEGAL SERVICES PROGRAM:

The Legal Services Division supports the role of the Attorney General as Chief Law Officer of the Crown by providing the government with expert constitutional and civil legal advice and representation before tribunals and at all levels of court. Timely and high quality legal advice and services are critical to the government's ability to develop and deliver on its core businesses, policies, programs and services.

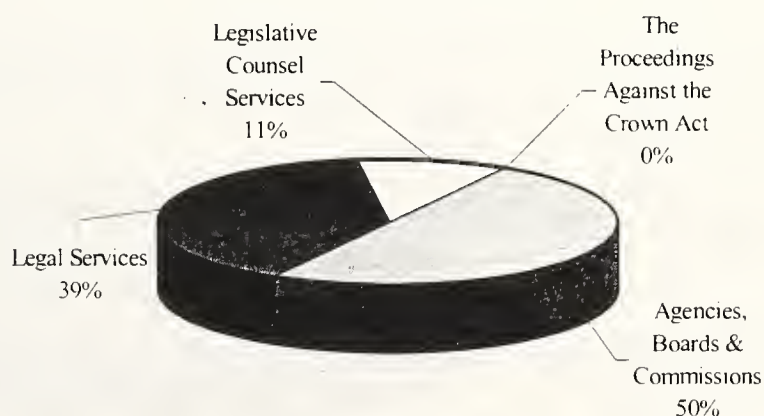
The Office of Legislative Counsel drafts all provincial bills and regulations in English and French, and provides legal advice on legislative matters to the Legislative Assembly and Cabinet. It also consolidates statutes and regulations.

| (a)               | (b)                | (c)           | (d)                                   | (e)               | (f)               | (g)               |
|-------------------|--------------------|---------------|---------------------------------------|-------------------|-------------------|-------------------|
| 2002-03           | Change from        |               |                                       | 2001-02           |                   | 2000-01           |
| ESTIMATES         |                    |               | Description                           | Interim           | Estimates         | Actuals           |
| \$                | \$                 | \$            |                                       | \$                | \$                | \$                |
| <b>OPERATING</b>  |                    |               | <b>LEGAL SERVICES</b>                 |                   |                   |                   |
| <b>304</b>        |                    |               |                                       |                   |                   |                   |
| 17,338,900        | -4,505,800         | -20.6%        | Agencies, Boards and Commissions      | 20,602,041        | 21,844,700        | 24,926,344        |
| 13,669,300        | -13,228,200        | -49.2%        | Legal Services                        | 20,215,052        | 26,897,500        | 25,682,839        |
| 3,638,800         | -676,100           | -15.7%        | Legislative Counsel Services          | 4,366,484         | 4,314,900         | 3,796,267         |
| 1,000             | 0                  | 0.0%          | The Proceedings Against the Crown Act | 7,171,645         | 1,000             | 6,095,753         |
| <b>34,648,000</b> | <b>-18,410,100</b> | <b>-34.7%</b> | <b>Total Operating</b>                | <b>52,355,222</b> | <b>53,058,100</b> | <b>60,501,203</b> |
| 21,500,000        | 21,500,000         |               | Less: Special Warrants                | 0                 | 0                 | 0                 |
| 1,000             | 0                  | 0.0%          | Less: Statutory Appropriations        | 7,171,645         | 1,000             | 6,095,753         |
| <b>13,147,000</b> | <b>-39,910,100</b> | <b>-75.2%</b> | <b>Amount to be Voted</b>             | <b>45,183,577</b> | <b>53,057,100</b> | <b>54,405,450</b> |

STANDARD ACCOUNTS



ACTIVITIES



VOTE/ITEM: **304-1**  
 PROGRAM: **LEGAL SERVICES**  
 ACTIVITY: **AGENCIES, BOARDS AND COMMISSIONS**  
 EXPENDITURE TYPE: **OPERATING**

| (a)        | (b)               | (c)    | (d)                               | (e)        | (f)        | (g)        |
|------------|-------------------|--------|-----------------------------------|------------|------------|------------|
| 2002-03    | Change from       |        | Description                       | 2001-02    |            | 2000-01    |
| ESTIMATES  | 2001-02 Estimates |        |                                   | Interim    | Estimates  | Actuals    |
| \$         | \$                | \$     |                                   | Actuals    | \$         | \$         |
| 9,831,800  | -50,700           | -0.5%  | Salaries and Wages                | 9,923,240  | 9,882,500  | 10,028,466 |
| 1,562,600  | -318,500          | -16.9% | Employee Benefits                 | 1,596,404  | 1,881,100  | 1,820,000  |
| 2,528,500  | -131,000          | -4.9%  | Transportation and Communications | 2,074,491  | 2,659,500  | 2,222,948  |
| 3,062,400  | -3,866,900        | -55.8% | Services                          | 6,708,233  | 6,929,300  | 9,941,052  |
| 353,600    | -138,700          | -28.2% | Supplies and Equipment            | 299,673    | 492,300    | 913,878    |
| 17,338,900 | -4,505,800        | -20.6% | Total                             | 20,602,041 | 21,844,700 | 24,926,344 |

## EXPLANATIONS FOR EXPENDITURE CHANGE FROM 2001-02 ESTIMATES:

\$

|                                                                    |                   |
|--------------------------------------------------------------------|-------------------|
| o ARB – Base Funding & Caseload Management                         | 5,894,000         |
| o Internal Realignment (ALOC/OCAA)                                 | 27,300            |
| o OMB – Reduction in Expenditure                                   | -269,000          |
| o Walkerton Royal Commission                                       | -2,554,000        |
| o Maintain Service Level & Accelerated Complaints Resolution (ARB) | -4,000,000        |
| o ARB Base Funding                                                 | -3,629,800        |
| o Reinstatement of Employer Pension Contribution                   | 25,700            |
| <b>TOTAL</b>                                                       | <b>-4,505,800</b> |



|                   |                                   |
|-------------------|-----------------------------------|
| VOTE/ITEM:        | 304-1                             |
| PROGRAM:          | LEGAL SERVICES                    |
| ACTIVITY:         | AGENCIES, BOARDS, AND COMMISSIONS |
| SUB-ACTIVITY:     | ASSESSMENT REVIEW BOARD           |
| EXPENDITURE TYPE: | OPERATING                         |

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## SUB-ACTIVITY DESCRIPTION

The Assessment Review Board (ARB) is an independent adjudicative tribunal. The main function of ARB is to provide persons in Ontario (including corporations, legal representatives of a person, municipalities and school boards) with an opportunity to be heard if they believe there is an error in their assessed property value or school support designation. ARB's role is to ensure that properties are assessed in accordance with the provisions of the *Assessment Act*. The ARB draws its jurisdiction from the *Assessment Act* and the *Municipal Act*. The ARB is the sole tribunal for all assessment appeals.

## SUB-ACTIVITY STATISTICAL DATA

- As of March 31, 2002, the ARB had a caseload of 85,000 assessment complaints (appeals).
- The composition of this caseload is as follows:
  - 37,000 complaints dating from pre-2002 tax year
  - 39,000 deemed complaints from 2001 tax year & prior
  - 8,800 new complaints filed for the 2002 tax year
- The disposition of this caseload is as follows:
  - 4,000 have been resolved and a decision issued
  - 81,000 remain as complaints to be scheduled for a pre-hearing or hearing, or on hold due to pending court decisions, referrals to other tribunals for hearings, or pending motion hearings.
- The profile of the 2002 complaints is 53% residential and 47% non-residential.

## KEY INITIATIVES

### *Complaints Resolution*

- Waiting time for hearings has considerably decreased over the last two years. Internal performance standards with respect to cases were developed and first put in place for the 2001 taxation year.
  - For the 2001 taxation year, the wait time for scheduling complaints into hearings was significantly reduced.
  - 80% of residential complaints were scheduled within the 2001 calendar.
-

|                   |                                          |
|-------------------|------------------------------------------|
| VOTE/ITEM:        | <b>304-1</b>                             |
| PROGRAM:          | <b>LEGAL SERVICES</b>                    |
| ACTIVITY:         | <b>AGENCIES, BOARDS, AND COMMISSIONS</b> |
| SUB-ACTIVITY:     | <b>ASSESSMENT REVIEW BOARD</b>           |
| EXPENDITURE TYPE: | <b>OPERATING</b>                         |

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- For non-residential complaints, the Board scheduled according to assessor capacity, parties' availability, and availability of hearing rooms within the fiscal year.
- The data entry and processing of complaints into the ARB case management system is 24 to 48 hours upon receipt of the complaint. As the Board receives 80% of the year's complaints within the last 2 weeks of the filing period, the processing time has been confined to within 6 weeks after the filing deadline.
- The processing of written reasons occurs within 30 days after receipt of the reasons from the members.
- The Board schedules complaints into hearings, providing 30 to 60 days notice to parties to allow adequate preparation time.
- The ARB will employ a strategic case management approach to complaints disposition in 2002-03, to resolve as much of the caseload as possible before the new intake of assessment complaints occurs with the November assessment notices to property owners from the Municipal Property Assessment Corporation.
- For the 2001 taxation year, the ARB updated its website and provided an internet service for property owners to e-file their property assessment complaints. The ARB received approximately 12,000 e-filed complaints in 2001 and in 2002 there were 2,900 complaints e-filed (that is, approximately 33% of the total number of complaints filed for 2002).
- The E-status feature of the ARB website, which provides property owners with up-to-date status information on their complaints, receives 2,000 to 4,000 inquiries per month.
- External factors, which are not within the control of ARB, impact on the ARB's ability to clear the caseload. These factors include the availability of assessors from the Municipal Property Assessment Corporation, legal counsel, tax agents and hearing rooms at local municipal facilities.

*Administrative Consolidation of the Assessment Review Board with the Ontario Municipal Board (OMB) and Board of Negotiation (BON)*

- These three tribunals are currently looking into the possibility of co-location as they share many administrative resources. For more detail, see sub-activity: Ontario Municipal Board, Key Initiatives.

|                   |                                                   |
|-------------------|---------------------------------------------------|
| VOTE/ITEM:        | 304-1                                             |
| PROGRAM:          | LEGAL SERVICES                                    |
| ACTIVITY:         | AGENCIES, BOARDS, AND COMMISSIONS                 |
| SUB-ACTIVITY:     | ONTARIO MUNICIPAL BOARD & BOARD OF<br>NEGOTIATION |
| EXPENDITURE TYPE: | OPERATING                                         |

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### SUB-ACTIVITY DESCRIPTION

The Ontario Municipal Board (OMB) is an independent, quasi-judicial administrative tribunal. Its principal responsibility is to resolve disputes from decisions made by Ontario municipalities and other decision-makers and to provide a decision, typically through mediations or hearings. Most applications and appeals to the Board involve disputes over land use planning, but a significant number also deal with land compensation, development charges, ward boundaries and aggregate resources. The Board is affected by approximately 100 public statutes and more than 80 private statutes, including the *Planning Act*, the *Expropriation Act*, the *Development Charges Act* and the *Local Improvement Act*.

The Board of Negotiation (BON) acts as a mediator in negotiating a settlement when real property is expropriated and no agreement is reached on compensation. The property owner or the expropriating authority can request the services of the Board.

### SUB-ACTIVITY STATISTICAL DATA

- The OMB has a caseload of approximately 2,000 cases covering official plans, zoning by-laws, plans of subdivision, consents to sever land, minor variances, development charges, aggregate licences and compensation for lands expropriated under the *Expropriations Act*.
- While there have been no new assessment cases since 1997, there are approximately 199 outstanding assessment cases at the OMB. A number of these cases were on hold awaiting decisions of the court and have now proceeded into scheduling of hearings. The resolution of the majority of these cases is expected to be complete by the end of Fiscal year 2002/03.
- Waiting time for hearings has decreased considerably over the last five years. Performance measures with respect to cases were developed and first put in place in 1999. After the first year they were re-evaluated and the measures revised for subsequent years. The Board has increased the targets from the initial year and maintained consistent results.
  - 65% of all cases will be sent for scheduling within 60 days of receipt and 75% within 120 days of receipt. For 2001/02 the Board achieved: 60% of cases proceeded to scheduling within 60 days and 73% within 120 days.
  - 85% of all cases will have a hearing date within 90 days of being sent for scheduling and 95% within 120 days. For 2001/02 the Board achieved: 89% of cases were heard within 90 days and 95% within 120 days.

|                   |                                                   |
|-------------------|---------------------------------------------------|
| VOTE/ITEM:        | 304-1                                             |
| PROGRAM:          | LEGAL SERVICES                                    |
| ACTIVITY:         | AGENCIES, BOARDS, AND COMMISSIONS                 |
| SUB-ACTIVITY:     | ONTARIO MUNICIPAL BOARD & BOARD OF<br>NEGOTIATION |
| EXPENDITURE TYPE: | OPERATING                                         |

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- 80% of all decisions to be issued within 30 days of the end of the hearing and 90% to be issued within 90 days of the hearing. For 2001/02 the Board achieved: 75% of decisions were issued within 30 days and 94% within 120 days.
- The complexity of the Ontario Municipal Board's planning and development charge caseload has increased over the last few years. Municipal amalgamations and the new *Development Charges Act* will impact future workload for the OMB in two ways:
  1. Municipal planning approvals in the years immediately following amalgamation will be closely monitored by the residents of municipalities.
  2. Once amalgamated, municipalities will begin developing new Officials Plans and zoning by-laws. Within three years, these documents will start to be passed and subject to the OMB appeal process.

## KEY INITIATIVES – ARB/OMB/BON

*Administrative Consolidation of the Assessment Review Board (ARB) with the Ontario Municipal Board (OMB) and Board of Negotiation (BON)*

Until recently, the tribunals were in 2 separate ministries (ARB in the Ministry of the Attorney General and OMB/BON in the Ministry of Municipal Affairs and Housing), operating under separate mandates and separate ministerial accountabilities. In November 2000, the OMB and BON were transferred to the Ministry of the Attorney General as a further step in consolidation as proposed by the Wood Commission in 1997.

Since February 1998, the three agencies have continued with administrative consolidation through sharing a number of resources including a cross-appointed Chair, three cross-appointed Vice-Chairs, a joint Chief Executive Officer and two shared legal Counsel. The agencies have been sharing best practices in caseload management, case management systems, training and rules of practice.

The three tribunals are located in leased space in two separate buildings. The OMB/BON are located at 655 Bay Street and the ARB is located at 250 Yonge Street. While there will be opportunities to co-locate once the respective leases are up, which will permit shared hearing rooms and save on office space for shared resources, the tribunals are looking into possibilities of earlier co-location. To improve service to the public, the Board maintains on its web site the full text of all decisions issued since January 1, 2001.

|                   |                                          |
|-------------------|------------------------------------------|
| VOTE/ITEM:        | <b>304-1</b>                             |
| PROGRAM:          | <b>LEGAL SERVICES</b>                    |
| ACTIVITY:         | <b>AGENCIES, BOARDS, AND COMMISSIONS</b> |
| SUB-ACTIVITY:     | <b>ROYAL COMMISSION</b>                  |
| EXPENDITURE TYPE: | <b>OPERATING</b>                         |

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**SUB-ACTIVITY DESCRIPTION**

In May 2000, the Premier of Ontario ordered an independent Commission of Inquiry into the existence of tainted water in Walkerton that resulted in death and injury to a number of residents.

The Honourable Dennis R. O'Connor was appointed by Order-in-Council as the Commissioner of the independent inquiry.

The costs of operation for the Commission of Inquiry will be funded through the Ministry of the Attorney General.

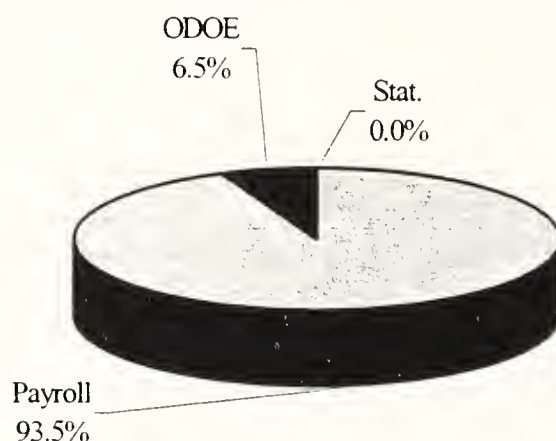
VOTE/ITEM: **304-2**  
PROGRAM: **LEGAL SERVICES**  
ACTIVITY: **LEGAL SERVICES**  
EXPENDITURE TYPE: **OPERATING**

| (a)               | (b)                              | (c)           | (d)                               | (e)                | (f)               | (g)               |
|-------------------|----------------------------------|---------------|-----------------------------------|--------------------|-------------------|-------------------|
| 2002-03           | Change from<br>2001-02 Estimates |               | Description                       | 2001-02            |                   | 2000-01           |
| ESTIMATES         |                                  |               |                                   | Interim<br>Actuals | Estimates         | Actuals           |
| \$                | \$                               | \$            |                                   | \$                 | \$                | \$                |
| 58,554,600        | 7,774,500                        | 15.3%         | Salaries and Wages                | 53,795,554         | 50,780,100        | 47,922,945        |
| 9,543,800         | 2,002,200                        | 26.5%         | Employee Benefits                 | 7,814,051          | 7,541,600         | 7,413,682         |
| 206,100           | -177,200                         | -46.2%        | Transportation and Communications | 371,225            | 383,300           | 340,804           |
| 4,279,700         | -13,219,600                      | -75.5%        | Services                          | 12,633,958         | 17,499,300        | 7,164,437         |
| 228,200           | 15,200                           | 7.1%          | Supplies and Equipment            | 677,348            | 213,000           | 1,345,268         |
| -59,143,100       | -9,623,300                       | 19.4%         | Recoveries                        | -55,077,084        | -49,519,800       | -38,504,297       |
| <b>13,669,300</b> | <b>-13,228,200</b>               | <b>-49.2%</b> | <b>Total</b>                      | <b>20,215,052</b>  | <b>26,897,500</b> | <b>25,682,839</b> |

## EXPLANATIONS FOR EXPENDITURE CHANGE FROM 2001-02 ESTIMATES:

|                                                     | \$                 |
|-----------------------------------------------------|--------------------|
| o Articling Students Grievance Settlement           | 139,500            |
| o Merit Increase for Lawyers                        | 278,900            |
| o CLOC Aboriginal Litigation Strategy               | 364,000            |
| o Walkerton – Report, Information Management System | 3,100,000          |
| o Internal Realignment (ALOC/OCAA)                  | 205,100            |
| o Reinstatement of Employer Pension Contribution    | 386,300            |
| o Walkerton                                         | -17,702,000        |
| <b>TOTAL</b>                                        | <b>-13,228,200</b> |

## STANDARD ACCOUNTS



VOTE/ITEM: **304-16**  
 PROGRAM: **LEGAL SERVICES**  
 ACTIVITY: **STATUTORY—THE PROCEEDINGS AGAINST THE CROWN ACT**  
 EXPENDITURE TYPE: **OPERATING**

| (a)<br>2002-03<br>ESTIMATES<br>\$ | (b) (c)<br>Change from<br>2001-02 Estimates |             | (d)<br>Description | (e) (f)<br>2001-02       |                 | (g)<br>2000-01   |
|-----------------------------------|---------------------------------------------|-------------|--------------------|--------------------------|-----------------|------------------|
|                                   | \$                                          | \$          |                    | Interim<br>Actuals<br>\$ | Estimates<br>\$ | Actuals<br>\$    |
| 1,000                             | 0                                           | 0.0%        | Other Transactions | 7,171,645                | 1,000           | 6,095,753        |
| <b>1,000</b>                      | <b>0</b>                                    | <b>0.0%</b> | <b>Total</b>       | <b>7,171,645</b>         | <b>1,000</b>    | <b>6,095,753</b> |

|                   |                |
|-------------------|----------------|
| VOTE/ITEM:        | 304-2          |
| PROGRAM:          | LEGAL SERVICES |
| ACTIVITY:         | LEGAL SERVICES |
| EXPENDITURE TYPE: | OPERATING      |

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## ACTIVITY DESCRIPTION

The Office of the Assistant Deputy Attorney General, Legal Services Division supports the role of the Attorney General as Chief Law Officer of the Crown by providing the government with expert civil legal advice and representation. The Division, through Seconded Legal Branches located with ministries across the OPS and some agencies, boards and commissions and through centralized offices specializing in constitutional law, civil litigation, and alternate dispute resolution:

- represents ministries and agencies before tribunals, at all levels of court, and in alternate dispute resolution processes;
- assists ministries, agencies, boards and commissions to fulfil their legal responsibilities and obligations;
- provides strategic legal advice to ministries;
- helps ministries achieve their core business objectives by identifying legal policy issues; and
- ensures cost effective, timely, high quality and consistent legal services to government.

## FUNCTIONS

### Legal Services Branches

- Provide strategic legal advice to client ministries (and some agencies) across government. Legal branches have special expertise in various areas of law including aboriginal, corporate/commercial, education, employment, environment, family, health, housing, natural resources, pension, policing, tax, trade, transportation, and others;
- Assist with the development and drafting of legislation and subordinate instruments to implement government policies and guide legislation, regulations and Orders-in-Council through the legislative process;
- Provide litigation services in defence of government programs and interests before the courts and quasi-judicial tribunals; and Prosecute regulatory offences.

### Crown Law Office – Civil

- Expert civil litigation services in all courts relating to claims brought on behalf of or against the Crown particularly for those cases which are of importance to the government as a whole;
  - Expert litigation relating to judicial reviews and appeals;
  - Centralized legal advice and opinions on government issues;
  - Represents ministries at high-profile inquests;
  - Conducts litigation relating to aboriginal and Métis issues; and
  - Legal services branch for the Ministry of the Attorney General.
-

|                   |                |
|-------------------|----------------|
| VOTE/ITEM:        | 304-2          |
| PROGRAM:          | LEGAL SERVICES |
| ACTIVITY:         | LEGAL SERVICES |
| EXPENDITURE TYPE: | OPERATING      |

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### **Constitutional Law Branch**

- Provides constitutional law and constitutional policy advice to and representation for the Attorney General and the government of Ontario;
- Reviews litigation in administrative tribunals, in Ontario courts, in the Federal Court of Canada and in the Supreme Court of Canada, in which constitutional questions are raised, and represents the government in courts and at tribunals;
- Advises all ministries on constitutional issues; and
- Prepares constitutional policy positions for the amendment of the Constitution or other national unity initiatives.

### **Dispute Resolution Office**

- Promotes the expanded use and development of dispute resolution practices across government;
- Serves as a central resource within the government providing training and consulting in dispute resolution to ministries, agencies, boards and commissions;
- Provides advice on dispute resolution language for programs, policies, contracts and legislation; and
- Offers mediation, facilitation and fact-finding services to address conflicts within the Ontario Public Service.

### **Law Library**

- Provides circulation, reference and inter-library loan services to Ministry employees;
- Maintains a collection of legal texts, journals, reports and legislation to support the information needs of the Ministry.

### **Program Support**

- Supports the Division and Seconded Legal Services in achieving business goals and program initiatives;
- Guides and supports the Division and its management committees to identify and introduce best-practices and provide strategic support;
- Provides direction in the areas of legal planning and division policy development; communications; strategic, operational and resource planning; administration; and program evaluation and standards;

VOTE/ITEM: 304-2  
PROGRAM: LEGAL SERVICES  
ACTIVITY: LEGAL SERVICES  
EXPENDITURE TYPE: OPERATING

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- Co-ordinates the strategic, financial, human resources, technology, communications and business planning needs of the division;
- Identifies and coordinates cross-branch legal and policy issues; and
- Supports the Legal Services Division website.

### **Walkerton Project**

- The Project's role is to coordinate activities for the Government in its response to the tragic situation in Walkerton.
- The Project's duties include:
  - coordination of legal strategy, interministerial activity and representation for the Crown related to the Inquiry and class action litigation (including the Document Management System and administrative activity for the Court-administered Settlement Plan);
  - participation in the development of the Province's response to the Inquiry report and recommendations.
- The Project is winding down and will sunset in 2002/03.

### **Civil Remedies for Illicit Activities Project**

- The Project's role is to develop and implement civil tools and techniques to fight unlawful activities, as part of the government's comprehensive, multi-pronged approach to combat organized crime.
- *The Civil Remedies for Organized Crime and Other Unlawful Activities Act, 2001* or *Civil Remedies Act* was proclaimed April 12, 2002. It will help Ontario assist victims, take the profit out of unlawful activity and disrupt and disable corrupt organizations. This legislation is the first of its kind in Canada.
- The proceeds of the forfeitures will go into a compensation fund that will be accessible to direct victims of the unlawful activity.
- A team of civil lawyers, investigators and forensic accountants is being created to implement the Act.
- This team will also be responsible for implementing the Prohibiting Profiting from Re-counting Crimes Act (Bill 69, Literary Proceeds), which was passed in the Legislature May 30<sup>th</sup>, 2002.

|                   |                |
|-------------------|----------------|
| VOTE/ITEM:        | 304-2          |
| PROGRAM:          | LEGAL SERVICES |
| ACTIVITY:         | LEGAL SERVICES |
| EXPENDITURE TYPE: | OPERATING      |

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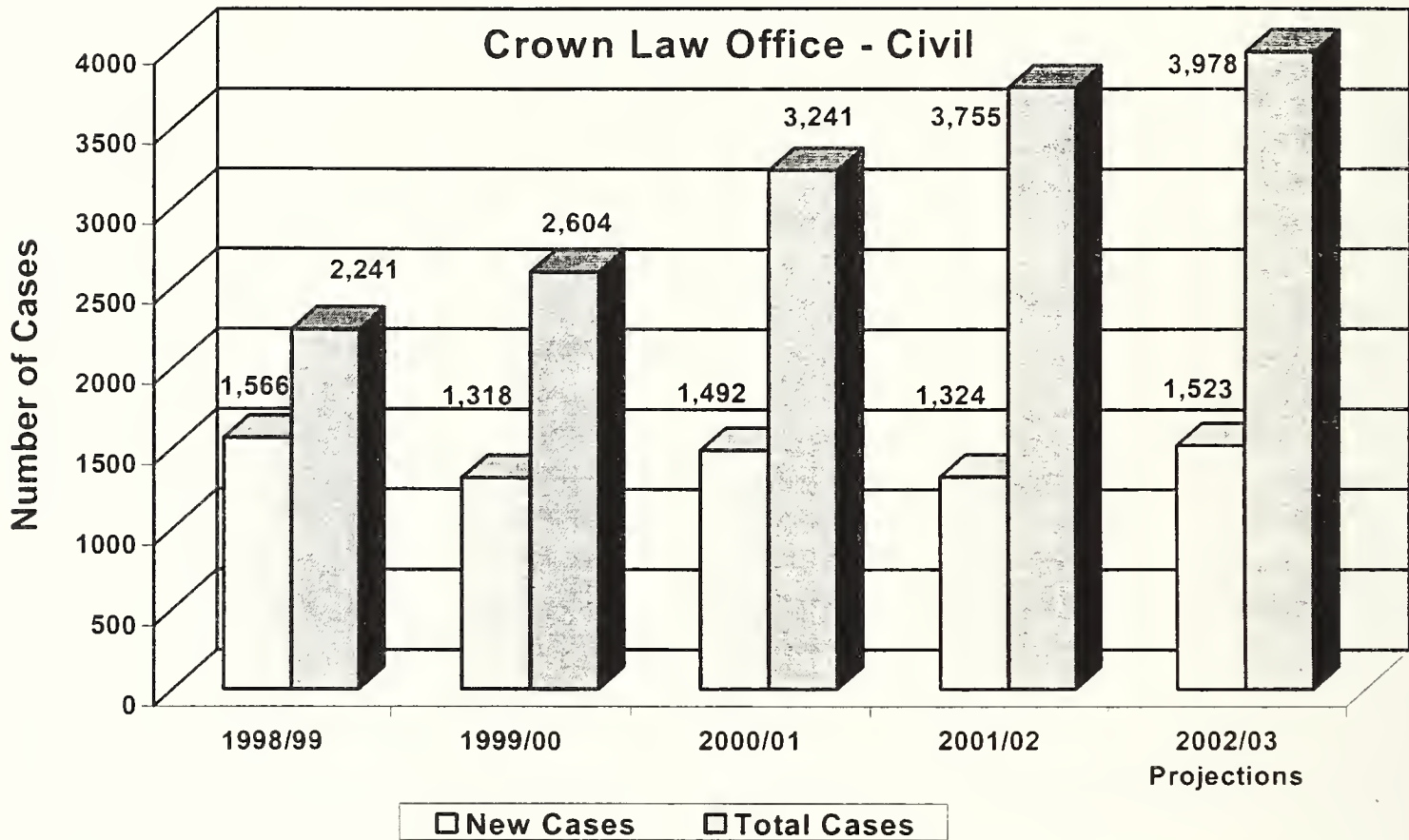
- This legislation will prevent criminals from profiting from recounting their crimes in any type of medium. Any profits would be available to the victims of crime, making Ontario the first jurisdiction in Canada with legislation to protect victims in this way.

## KEY INITIATIVES

In 2002-03, Legal Services Division will:

- Continue to implement coordinated management model initiatives for the cost effective delivery of civil legal services;
- Upgrade the Legal Services Division Intranet site to improve access to information by client ministries and agencies;
- Implement a universal time docketing system across the Division;
- Introduce an intranet-based request process to provide the basis for private sector retention usage and analysis; and
- Create a formal structure to implement the government's Budget 2000 initiative to aid in the fight against illicit activities (Civil Remedies for Illicit Activities).
- Co-ordinate legal advice and inter-ministerial activities and representation for the Crown in relation to litigation and the Walkerton Inquiry and participate in the response to the Inquiry report and recommendations (Walkerton Project – sunset 2002/03).

VOTE/ITEM: 304-2  
PROGRAM: LEGAL SERVICES  
ACTIVITY: LEGAL SERVICES  
EXPENDITURE TYPE: OPERATING

**ACTIVITY STATISTICAL DATA**

- The rise in cases is a result of increased client demand.

VOTE/ITEM: 304-2  
PROGRAM: LEGAL SERVICES  
ACTIVITY: LEGAL SERVICES  
EXPENDITURE TYPE: OPERATING

## ACTIVITY STATISTICAL DATA

## CONSTITUTIONAL LAW BRANCH

|                          | 1996-97 | 1997-98 | 1998-99 | 1999-00 | 2000-01 | 2001-02 | 2002-03<br>(Projection) |
|--------------------------|---------|---------|---------|---------|---------|---------|-------------------------|
| <b>LITIGATION</b>        |         |         |         |         |         |         |                         |
| New Files Opened<br>(1)  | 300     | 315     | 349     | 288     | 295     | 291     | 295                     |
| Court<br>Appearances (2) | 45      | 56      | 40      | 48      | 60      | 66      | 70                      |
| <b>OPINIONS</b>          |         |         |         |         |         |         |                         |
| New Files Opened         | 64      | 91      | 80      | 88      | 114     | 93      | 100                     |
| Completed (3)            | 82      | 94      | 81      | 63      | 81      | 87      | 90                      |

## NOTES:

1. Number of litigation files does not include constitutional cases under the Criminal Code, which are referred to the Criminal Law Division.
2. The focus is on those cases involving risk to government interests.
3. Sometimes several opinions on disparate issues are required on a file. This number does not include files on which oral advice is given.

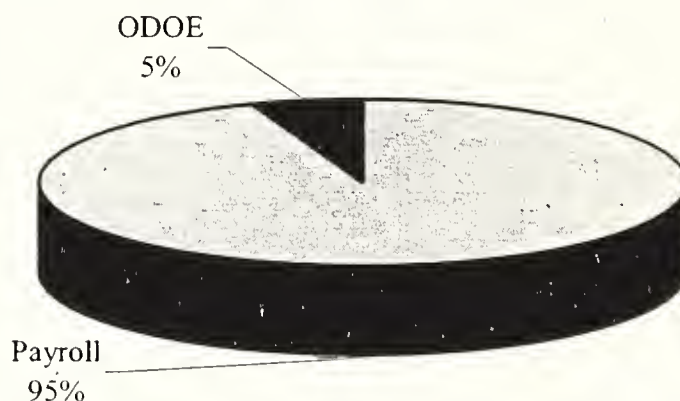
VOTE/ITEM: 304-3  
PROGRAM: LEGAL SERVICES  
ACTIVITY: LEGISLATIVE COUNSEL SERVICES  
EXPENDITURE TYPE: OPERATING

| (a)                        | (b) (c)<br>Change from<br>2001-02 Estimates |        | (d)                               | (e) (f)<br>2001-02       |                  | (g)<br>2000-01   |
|----------------------------|---------------------------------------------|--------|-----------------------------------|--------------------------|------------------|------------------|
| 2002-03<br>ESTIMATES<br>\$ | \$                                          | \$     | Description                       | Interim<br>Actuals<br>\$ | Estimates<br>\$  | Actuals<br>\$    |
| 4,683,800                  | 908,600                                     | 24.1%  | Salaries and Wages                | 4,274,018                | 3,775,200        | 3,993,899        |
| 675,600                    | 192,000                                     | 39.7%  | Employee Benefits                 | 683,011                  | 483,600          | 673,570          |
| 44,500                     | 0                                           | 0.0%   | Transportation and Communications | 65,281                   | 44,500           | 80,329           |
| 176,400                    | -556,700                                    | -75.9% | Services                          | 1,533,090                | 733,100          | 560,720          |
| 89,000                     | -297,500                                    | -77.0% | Supplies and Equipment            | 44,177                   | 386,500          | 113,366          |
| -2,030,500                 | -922,500                                    | 83.3%  | Recoveries                        | -2,233,093               | -1,108,000       | -1,625,617       |
| 3,638,800                  | -676,100                                    | -15.7% | <b>Total</b>                      | <b>4,366,484</b>         | <b>4,314,900</b> | <b>3,796,267</b> |

**EXPLANATIONS FOR EXPENDITURE CHANGE FROM 2001-02 ESTIMATES:** \$

|                                                  |                 |
|--------------------------------------------------|-----------------|
| o Internal Realignment (ALOC/OCAA)               | 58,100          |
| o E-Laws                                         | -756,900        |
| o Reinstatement of Employer Pension Contribution | 22,700          |
| <b>TOTAL</b>                                     | <b>-676,100</b> |

**STANDARD ACCOUNTS**



|                   |                              |
|-------------------|------------------------------|
| VOTE/ITEM:        | 304-3                        |
| PROGRAM:          | LEGAL SERVICES               |
| ACTIVITY:         | LEGISLATIVE COUNSEL SERVICES |
| EXPENDITURE TYPE: | OPERATING                    |

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## ACTIVITY DESCRIPTION

Legislative Counsel Services provides drafting and translation services for bills and regulations and advises on legislative matters. It also provides editorial, database management and desktop publishing services related to bills, statutes and regulations in print and electronic form.

## FUNCTIONS

The functions of the Office of Legislative Counsel (OLC) are as follows:

- draft all bills and motions going before the Legislative Assembly;
- translate all public bills and motions going before the Assembly;
- advise and assist the government, Cabinet, ministries, members of the Assembly and committees of the Assembly on legislative matters;
- draft all regulations;
- translate regulations as required;
- fulfil the responsibilities of the Registrar of Regulations;
- provide editorial services related to the publication of bills, statutes, regulations and office consolidations of legislation;
- maintain updated statutes and regulations databases for printing and electronic service delivery purposes;
- provide desktop publishing services for bills, regulations, annual volumes, office consolidations and intranet versions;
- oversee the e-Laws website;
- oversee the printing of all bills and regulations;
- prepare and oversee the printing of the annual volume of statutes; and
- prepare and oversee the printing of office consolidations of statutes and regulations.

## KEY INITIATIVES

As part of the government's electronic service delivery strategy, Office of Legislative Counsel, in conjunction with Publications Ontario, is continuing, through the e-Laws project, to improve public access to the statutes and regulations of Ontario. This initiative, includes the ongoing revision of the statutes and regulations of Ontario and the publication in print form of an official replacement for the Revised Statutes of Ontario 1990.

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VOTE/ITEM: 304-3  
 PROGRAM: LEGAL SERVICES  
 ACTIVITY: LEGISLATIVE COUNSEL SERVICES  
 EXPENDITURE TYPE: OPERATING

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### ACTIVITY STATISTICAL DATA

|                                             | <b>1999-2000</b><br><b>Actual</b><br>(April '99 to<br>March '00) | <b>2000</b><br><b>Actual</b><br>(Jan. '00 to<br>Dec. '00) | <b>2001</b><br><b>Actual</b><br>(Jan. '00 to<br>Dec. '00) |
|---------------------------------------------|------------------------------------------------------------------|-----------------------------------------------------------|-----------------------------------------------------------|
| Government bills files opened               | 74                                                               | 110                                                       | 100                                                       |
| Private bills files opened                  | 17                                                               | 17                                                        | 29                                                        |
| Private members' bill files opened          | 95                                                               | 135                                                       | 188                                                       |
| Pages of bills printed (including reprints) | 2,282                                                            | 3,555                                                     | 4,015                                                     |
| Annual volume of statutes                   | 1,028                                                            | 1,356                                                     | 1,365                                                     |
| Regulation files opened                     | 759                                                              | 689                                                       | 692                                                       |
| Regulations filed                           | 475                                                              | 695                                                       | 521                                                       |
| Published pages in the Ontario Gazette      | 1,763                                                            | 950                                                       | 1,327                                                     |
| Published pages of office consolidations    | 9,244                                                            | 7,054                                                     | 10,718                                                    |
| Published CD-ROMs of statutes               | 2                                                                | 1                                                         | 0                                                         |

**2002-03 ESTIMATES BRIEFING BOOK**

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**VOTE 305**

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**COURT SERVICES PROGRAM**

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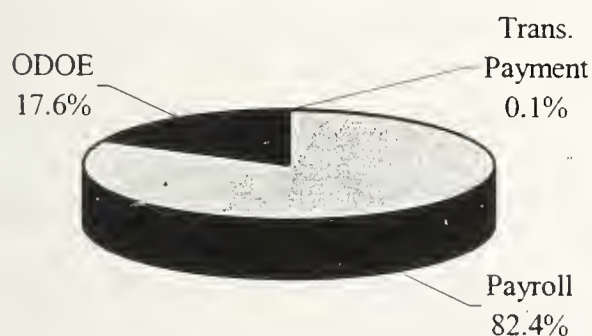
## MINISTRY OF THE ATTORNEY GENERAL

## COURT SERVICES PROGRAM:

This program provides for the administration of criminal, civil and family courts in Ontario.

| (a)                | (b)                 | (c)           | (d)                       | (e)                | (f)                | (g)                |
|--------------------|---------------------|---------------|---------------------------|--------------------|--------------------|--------------------|
| 2002-03            | Change from         |               |                           | 2001-02            |                    | 2000-01            |
| ESTIMATES          |                     |               | Description               | Interim            | Estimates          | Actuals            |
| \$                 | \$                  | %             |                           | \$                 | \$                 | \$                 |
| <b>OPERATING</b>   |                     |               | <b>COURT SERVICES</b>     |                    |                    |                    |
| <b>305</b>         |                     |               |                           |                    |                    |                    |
| 177,135,400        | -13,393,400         | -7.0%         | Administration of Justice | 181,567,447        | 190,528,800        | 187,131,182        |
| 105,114,900        | -9,905,100          | -8.6%         | Judicial Services         | 109,304,712        | 115,020,000        | 94,791,235         |
| <b>282,250,300</b> | <b>-23,298,500</b>  | <b>-7.6%</b>  | <b>Total Operating</b>    | <b>290,872,159</b> | <b>305,548,800</b> | <b>281,922,417</b> |
| 99,000,000         | 99,000,000          |               | Less: Special Warrants    | 0                  | 0                  | 0                  |
| <b>183,250,300</b> | <b>-122,298,500</b> | <b>-40.0%</b> | <b>Amount to be Voted</b> | <b>290,872,159</b> | <b>305,548,800</b> | <b>281,922,417</b> |
| <b>CAPITAL</b>     |                     |               | <b>COURT SERVICES</b>     |                    |                    |                    |
| <b>305</b>         |                     |               |                           |                    |                    |                    |
| 34,861,000         | 1,547,600           | 4.6%          | Court Construction        | 30,509,263         | 33,313,400         | 25,343,066         |
| <b>34,861,000</b>  | <b>1,547,600</b>    | <b>4.6%</b>   | <b>Total Capital</b>      | <b>30,509,263</b>  | <b>33,313,400</b>  | <b>25,343,066</b>  |
| 16,500,000         | 16,500,000          |               | Less: Special Warrants    | 0                  | 0                  | 0                  |
| <b>18,361,000</b>  | <b>-14,952,400</b>  | <b>-44.9%</b> | <b>Amount to be Voted</b> | <b>30,509,263</b>  | <b>33,313,400</b>  | <b>25,343,066</b>  |

## STANDARD ACCOUNTS



## ACTIVITIES



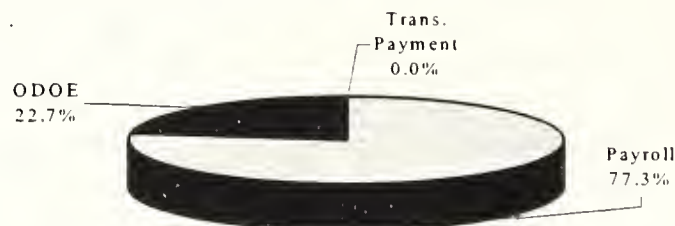
VOTE/ITEM: 305-1  
 PROGRAM: COURT SERVICES  
 ACTIVITY: ADMINISTRATION OF JUSTICE  
 EXPENDITURE TYPE: OPERATING

| (a)                | (b)                | (c)          | (d)                               | (e)                | (f)                | (g)                |
|--------------------|--------------------|--------------|-----------------------------------|--------------------|--------------------|--------------------|
| 2002-03            | Change from        |              | Description                       | 2001-02            |                    | 2000-01            |
| ESTIMATES          | 2001-02 Estimates  |              |                                   | Interim            | Estimates          | Actuals            |
| \$                 | \$                 | \$           |                                   | \$                 | \$                 | \$                 |
| 116,674,100        | -13,933,500        | -10.7%       | Salaries and Wages                | 106,578,528        | 130,607,600        | 106,353,355        |
| 20,232,000         | -702,600           | -3.4%        | Employee Benefits                 | 19,927,339         | 20,934,600         | 20,191,671         |
| 8,039,300          | -220,400           | -2.7%        | Transportation and Communications | 10,593,634         | 8,259,700          | 8,417,883          |
| 24,288,000         | -2,057,100         | -7.8%        | Services                          | 34,182,780         | 26,345,100         | 40,542,429         |
| 7,817,000          | -179,800           | -2.2%        | Supplies and Equipment            | 10,112,897         | 7,996,800          | 11,561,171         |
| 85,000             | 0                  | 0.0%         | Transfer Payments                 | 172,269            | 85,000             | 64,673             |
| 0                  | 3,700,000          |              | Less: Recoveries                  | 0                  | -3,700,000         | 0                  |
| <b>177,135,400</b> | <b>-13,393,400</b> | <b>-7.0%</b> | <b>Total</b>                      | <b>181,567,447</b> | <b>190,528,800</b> | <b>187,131,182</b> |

EXPLANATIONS FOR EXPENDITURE CHANGE FROM 2001-02 ESTIMATES:

|                                                                | \$                 |
|----------------------------------------------------------------|--------------------|
| o Youth Prostitution - Budget Initiative                       | -390,000           |
| o Internal Realignment (ALOC/OCAA)                             | -732,400           |
| o POA Project Database Startup                                 | -1,051,400         |
| o POA Savings                                                  | -2,691,100         |
| o Priority Infrastructure Upgrade                              | -250,000           |
| o Red Light Camera                                             | -71,100            |
| o Business Transition                                          | -254,000           |
| o Mould                                                        | -715,900           |
| o Sheriff's Office Grievance I                                 | -164,600           |
| o Domestic Violence Protection Act Implementation              | -85,200            |
| o Integrated Justice Project Training and Backfill             | -3,147,100         |
| o Infrastructure Support                                       | -1,355,100         |
| o Reinstatement of Employer Pension Contribution               | 142,200            |
| o Integrated Justice - Core Support & Service Mgmt for Justice | 1,116,000          |
| o POA transfer to Municipalities                               | -4,800,000         |
| o Sheriff's Officers Grievance - Deferred Funding              | 550,800            |
| o Articling Students Grievance Settlement                      | 130,500            |
| o Internal Realignment (Domestic Violence Protection Act)      | 375,000            |
| <b>TOTAL</b>                                                   | <b>-13,393,400</b> |

STANDARD ACCOUNTS



VOTE/ITEM: 305-1  
PROGRAM: COURT SERVICES  
ACTIVITY: ADMINISTRATION OF JUSTICE  
EXPENDITURE TYPE: OPERATING

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### ACTIVITY DESCRIPTION

Court Services Division (CSD) is responsible for administration of the courts. The Division's mission is to provide criminal, civil and family court services that are fair, accessible, timely and effective. The Division is responsible for:

- Providing public information and filing services at court counters
- Maintaining court records
- Providing courtroom support for the judiciary
- Managing juries
- Delivering civil and family mediation programs
- Enforcing court orders
- Managing the appointment of Judges, Justices of the Peace, Masters, Notaries Public and Commissioners for Taking Affidavits
- Developing and implementing business and financial plans for the Division
- Developing operational and legislative policy initiatives to improve the delivery of court services

The Assistant Deputy Minister (ADM) of the Court Services Division has overall responsibility for the administration of Ontario Courts. The ADM reports to the Deputy Attorney General, who in turn reports to the Attorney General.

The Court Services Division shares responsibility for management of the court system with the judiciary. The judiciary are exclusively responsible for the scheduling of cases and for the conduct of proceedings within their courtrooms.

Operation of the courts is a high volume business:

- Court offices operate in over 250 locations across the province
- More than 3500 court staff are employed in the delivery of court services
- In 2000/01, Ontario courts processed over 150,000 civil matters, over 100,000 family matters and over 200,000 criminal prosecutions.

|                   |                           |
|-------------------|---------------------------|
| VOTE/ITEM:        | 305-1                     |
| PROGRAM:          | COURT SERVICES            |
| ACTIVITY:         | ADMINISTRATION OF JUSTICE |
| EXPENDITURE TYPE: | OPERATING                 |

---

### **Court Services Division Head Office**

The Division's Head Office is located at 720 Bay Street in Toronto. The Division has three corporate branches at Head Office:

1. The Corporate Planning Branch
2. The Criminal Policy and Programs Branch
3. The Civil/Family Policy and Programs Branch

**The Corporate Planning Branch** is responsible for all aspects of the Division's business plan. In this capacity, the Branch:

- Manages financial and human resources
- Coordinates the Division's facility plans
- Develops information technology plans
- Collects and reports court statistics
- Develops Divisional performance measures
- Coordinates Divisional issues and public communications
- Supports the appointment of justices, justices of the peace, commissioners and notaries public
- Manages judicial libraries and court records
- Undertakes policy projects in high priority policy areas that cross business lines (e.g. court reporting, enforcement services)
- Administration of operational and financial reporting requirements and ICON support relating to *Provincial Offences Act* courts administered by municipalities.

### **The Criminal Policy and Programs Branch:**

- Provides policy and program support to criminal court staff
  - Provides support to initiatives from the Ministry's Criminal Law Division
  - Provides legal and policy support and liaison for *Provincial Offences* Courts administered by municipalities
  - Manages other special projects as required, such as:
    - Implementation of changes due to *Youth Criminal Justice Act*, *Bill C15A*, and other federal and provincial legislation
    - Criminal court backlog & reform initiatives
    - Justice of the Peace Reform & Justice of the Peace Remuneration Commission (support and information)
-

VOTE/ITEM: 305-1  
PROGRAM: COURT SERVICES  
ACTIVITY: ADMINISTRATION OF JUSTICE  
EXPENDITURE TYPE: OPERATING

---

- *Provincial Offences Act* dispute resolution process, Review Committee and streamlining exercise
- Criminal and POA court rule and regulatory amendments

**The Civil/Family Policy and Programs Branch:**

- Provides policy and program support to civil and family court staff
- Manages a wide range of legislative, regulatory and administrative initiatives designed to reduce cost and delay in the civil justice system and improve the operation of the civil courts (e.g. case management, mandatory mediation, simplified procedure rules, Small Claims Court, and discovery reform)
- Develops, analyses and manages initiatives that impact the family courts (e.g. family mediation and information services, family law rules, domestic violence legislation, child protection caseloads)
- Participates on Federal/Provincial/Territorial family law committees
- Negotiates and monitors federal family justice funding

**KEY INITIATIVES FOR 2002-03:**

**5-year Strategic Plan**

The Division has begun work on a 5-year strategic plan that will provide:

- Overarching goals and standards for the Division
- Specific service standards and performance measures for each business line

**Program Priorities**

- Reduce criminal and child protection backlogs
- Reduce cost and delay in civil and family proceedings, and in the production of court transcripts

VOTE/ITEM: 305-1  
PROGRAM: COURT SERVICES  
ACTIVITY: ADMINISTRATION OF JUSTICE  
EXPENDITURE TYPE: OPERATING

---

### **Technology Priorities**

- Implement digital audio recording across the province
- Pending completion of the Integrated Justice Project, develop an interim case management solution for the civil, family and small claims courts, and enhance the functionality, usability and data extraction capabilities of the existing courts criminal case management system
- Provide enhanced electronic services to the public

### **Operational Priorities**

- Develop a new Divisional Human Resources strategy that will provide a stable, trained, professional workforce
- Review service delivery models for enforcement services, solicitor-client assessments, court transcript production, and court services officers
- With Facilities Branch, develop a strategic facilities plan that will address urgent facilities issues, and provide a long term plan for the renewal of court facilities

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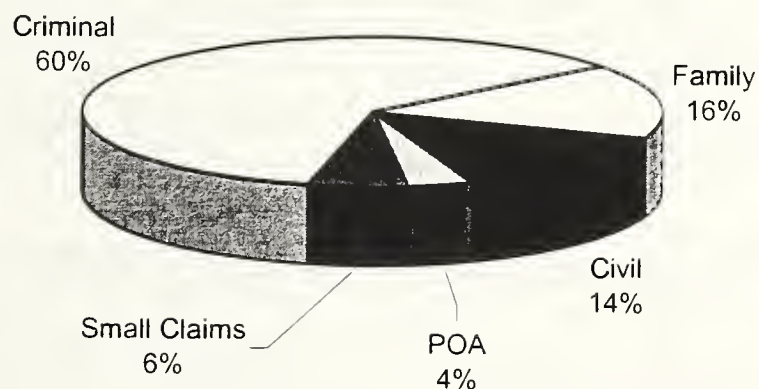
VOTE/ITEM: 305-1  
PROGRAM: COURT SERVICES  
ACTIVITY: ADMINISTRATION OF JUSTICE  
EXPENDITURE TYPE: OPERATING

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### ACTIVITY STATISTICAL DATA

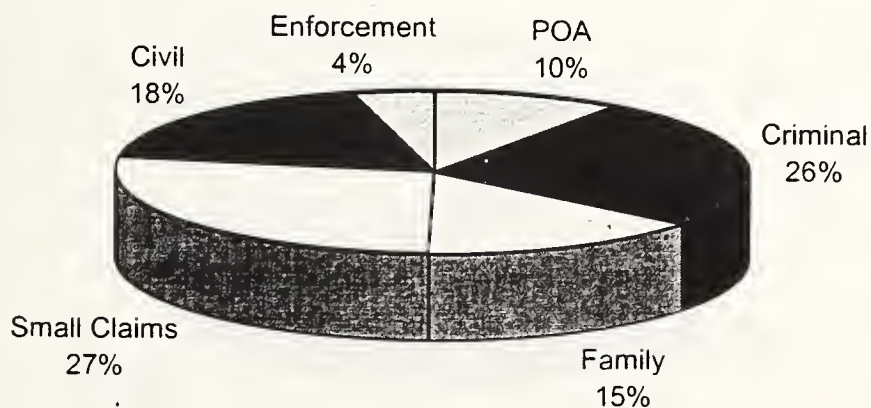
The following chart shows the relative distribution of court hours by business line for February 01, 2001 to January 31, 2002.

**Distribution of Court Hours by Business Line for  
February 01, 2001 - January 31, 2002**



The following chart shows the relative distribution of court office workload by business line for February 1, 2001 to January 31, 2002.

**Distribution of Court Office Activity (workload) by Business Line  
for February 01, 2001 - January 31, 2002**



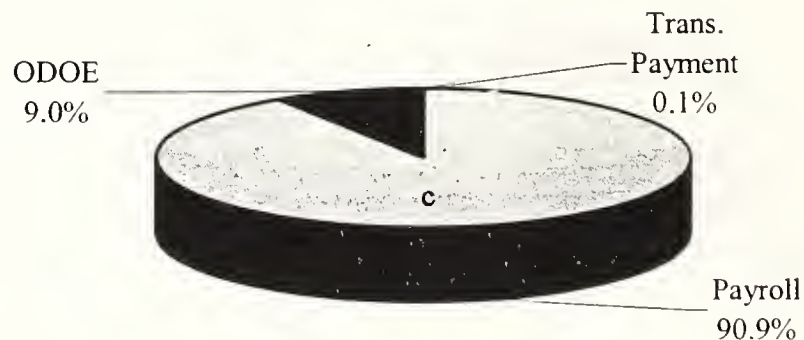
VOTE/ITEM: 305-2  
 PROGRAM: COURT SERVICES  
 ACTIVITY: JUDICIAL SERVICES  
 EXPENDITURE TYPE: OPERATING

| (a)         | (b) (c)     |        | (d)                               | (e) (f)     |             | (g)        |
|-------------|-------------|--------|-----------------------------------|-------------|-------------|------------|
| 2002-03     | Change from |        | Description                       | 2001-02     |             | 2000-01    |
| ESTIMATES   |             |        |                                   | Interim     | Estimates   | Actuals    |
| \$          | \$          | \$     |                                   | \$          | \$          | \$         |
| 71,863,600  | -7,879,800  | -9.9%  | Salaries and Wages                | 82,045,775  | 79,743,400  | 66,057,299 |
| 23,677,000  | -1,896,900  | -7.4%  | Employee Benefits                 | 18,474,129  | 25,573,900  | 17,703,681 |
| 2,622,800   | 0           | 0.0%   | Transportation and Communications | 3,412,052   | 2,622,800   | 3,071,425  |
| 6,107,000   | 381,600     | 6.7%   | Services                          | 4,467,310   | 5,725,400   | 4,590,871  |
| 782,700     | -510,000    | -39.5% | Supplies and Equipment            | 769,982     | 1,292,700   | 3,232,495  |
| 61,800      | 0           | 0.0%   | Transfer Payments                 | 135,464     | 61,800      | 135,464    |
| 105,114,900 | -9,905,100  | -8.6%  | Total                             | 109,304,712 | 115,020,000 | 94,791,235 |

EXPLANATIONS FOR EXPENDITURE CHANGE FROM 2001-02 ESTIMATES:

|                                                           | \$                |
|-----------------------------------------------------------|-------------------|
| o POA Project                                             | -53,400           |
| o Justice of the Peace Remuneration Award                 | -11,416,800       |
| o Reinstatement of Employer Pension Contribution          | 111,700           |
| o Judges & Justice of the Peace Remuneration Award        | 1,693,600         |
| o Case Management Masters – Compensation                  | 600,000           |
| o Internal Realignment (Domestic Violence Protection Act) | 52,300            |
| o Internal Realignment (ALOC/OCAA)                        | -892,500          |
| <b>TOTAL</b>                                              | <b>-9,905,100</b> |

STANDARD ACCOUNTS



VOTE/ITEM: 305-2  
PROGRAM: COURT SERVICES  
ACTIVITY: JUDICIAL SERVICES  
EXPENDITURE TYPE: OPERATING

---

## ACTIVITY DESCRIPTION

Judicial services include:

- Conducting civil, family and criminal proceedings in all levels of Ontario Courts
- Operating the offices of the Chief Justice of Ontario, the Chief Justice of the Superior Court of Justice (formerly the Ontario Court (General Division)) and the Chief Justice of the Ontario Court of Justice (formerly the Ontario Court (Provincial Division))
- Managing salaries and benefits expenditures for provincially appointed judiciary, including judges of the Ontario Court of Justice, justices of the peace, masters, case management masters and Small Claims Court judges.

## FUNCTIONS

- Provides education and legal research services for the judiciary
- Schedules justices across the province
- Manages resources assigned to the Ontario Court of Justice pursuant to a Memorandum of Understanding between the Attorney General and the Chief Justice
- Manages complaints concerning provincially-appointed judiciary through the Ontario Judicial Council.

## KEY INITIATIVES

- Judicial Services is working with the ministry on tracking of criminal and child protection caseloads.
- Discovery Task Force was appointed by the Attorney General and Chief Justice of the Superior Court of Justice to identify problems with Ontario's discovery process and make recommendations for reform.

VOTE/ITEM: **305-3**  
PROGRAM: **COURT SERVICES**  
ACTIVITY: **COURT CONSTRUCTION**  
EXPENDITURE TYPE: **CAPITAL**

| (a)               | (b)               | (c)         | (d)                                         | (e)               | (f)               | (g)               |
|-------------------|-------------------|-------------|---------------------------------------------|-------------------|-------------------|-------------------|
| 2002-03           | Change from       |             | Description                                 | 2001-02           |                   | 2000-01           |
| ESTIMATES         | 2001-02 Estimates |             |                                             | Interim           | Estimates         | Actuals           |
| \$                | \$                | \$          |                                             | Actuals           | \$                | \$                |
| 34,861,000        | 1,547,600         | 4.6%        | Acquisition/Construction of Physical Assets | 30,509,263        | 33,313,400        | 25,343,066        |
| <b>34,861,000</b> | <b>1,547,600</b>  | <b>4.6%</b> | <b>Total</b>                                | <b>30,509,263</b> | <b>33,313,400</b> | <b>25,343,066</b> |

#### EXPLANATIONS FOR 2002-03 ESTIMATES:

|                                                                      |                          |
|----------------------------------------------------------------------|--------------------------|
|                                                                      | <u>\$</u>                |
| o Funding for Owen Sound, Brockville & Chatham Construction Projects | 22,771,000               |
| o 2201 Finch Avenue (re-location due to mould)                       | 10,000,000               |
| o Re-profiled funding                                                | 2,090,000                |
| <b>TOTAL COURTS CONSTRUCTION</b>                                     | <u><b>34,861,000</b></u> |

VOTE/ITEM: 305-3  
PROGRAM: COURT SERVICES  
ACTIVITY: COURT CONSTRUCTION  
EXPENDITURE TYPE: CAPITAL

---

## ACTIVITY DESCRIPTION

Court construction includes the design and construction of new, expanded or refurbished courthouses to facilitate accessible and efficient justice services to the public.

## FUNCTIONS

- monitoring and coordinating court consolidation/construction projects; and
- ensuring facilities serve the needs of all users of court services.

## KEY INITIATIVES

The Ministry is continuing its program of updating, rationalizing and consolidating court facilities to provide modern, more efficient court facilities in various locations, including a number of major projects in Brockville, Chatham, Owen Sound and Pembroke.

- The future operating costs for the rent components of the leases are captured in the Ministry's Accommodation Plan to show increases and decreases in rents. However, there may be minor adjustments required to the Ministry's base rent depending on the terms and conditions of the lease for each site.

### *Other Major Capital initiatives:*

- undertake business reviews and develop partnership opportunities for 12 sites for a new capital envelope;
- develop new models and approaches to meet the Ontario SuperBuild Corporation and Cabinet Committee on Privatization and Superbuild directions on partnerships with the private and broader public sectors; and
- complete the construction at 2201 Finch Avenue to address the forced relocation from 80 The East Mall resulting from the presence of toxic mould.

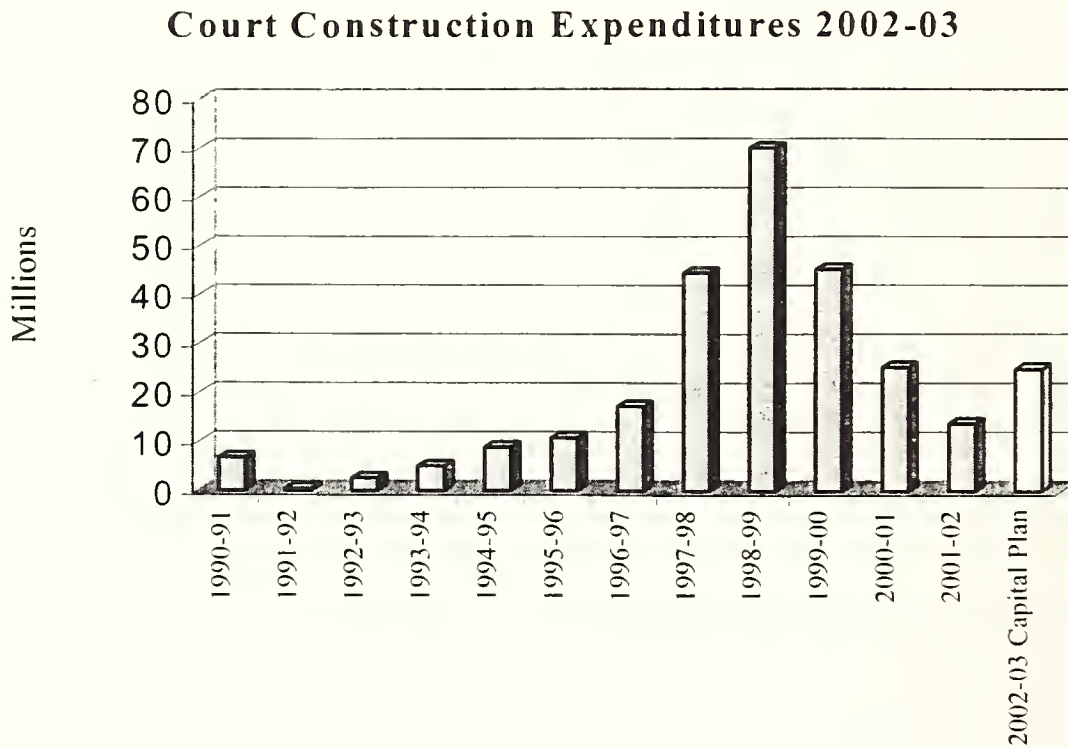
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VOTE/ITEM: 305-3  
PROGRAM: COURT SERVICES  
ACTIVITY: COURT CONSTRUCTION  
EXPENDITURE TYPE: CAPITAL

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### ACTIVITY STATISTICAL DATA

The following chart highlights the government spending on court construction:



**2002-03 ESTIMATES BRIEFING BOOK**

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**VOTE 306**

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**VICTIM SERVICES PROGRAM**

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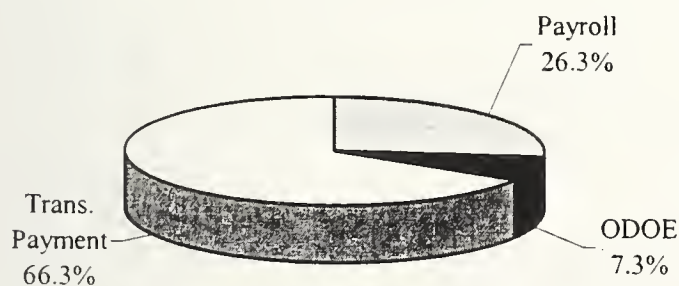
## MINISTRY OF THE ATTORNEY GENERAL

## VICTIM SERVICES PROGRAM:

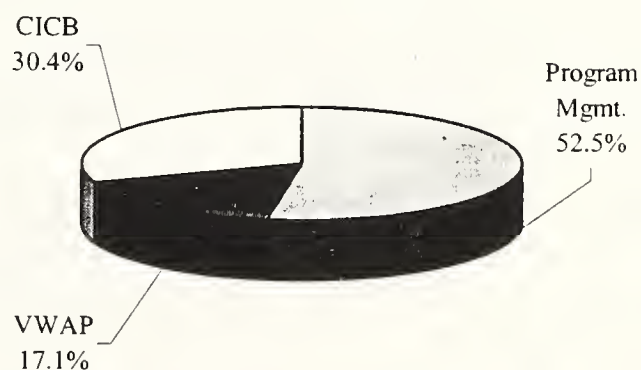
This program provides services to victims in the criminal justice system and administers funding for community based assistance and referral services. The Office for Victims of Crime and the Criminal Injuries Compensation Board are agencies included in this program.

| (a)               | (b)                | (c)           | (d)                                  | (e)               | (f)               | (g)               |
|-------------------|--------------------|---------------|--------------------------------------|-------------------|-------------------|-------------------|
| 2002-03           | Change from        |               |                                      | 2001-02           |                   | 2000-01           |
| ESTIMATES         |                    |               | Description                          | Interim           | Estimates         | Actuals           |
| \$                | \$                 | %             |                                      | \$                | \$                | \$                |
| <b>OPERATING</b>  |                    |               | <b>VICTIM SERVICES</b>               |                   |                   |                   |
| 306               |                    |               |                                      |                   |                   |                   |
| 35,126,100        | -855,000           | -2.4%         | Victim Services Program Management   | 28,171,364        | 35,981,100        | 24,070,938        |
| 11,422,000        | 458,100            | 4.2%          | Victim/Witness Assistance Program    | 8,919,413         | 10,963,900        | 7,169,680         |
| 20,366,800        | 1,607,200          | 8.6%          | Criminal Injuries Compensation Board | 20,075,024        | 18,759,600        | 20,753,503        |
| <b>66,914,900</b> | <b>1,210,300</b>   | <b>1.8%</b>   | <b>Total Operating</b>               | <b>57,165,801</b> | <b>65,704,600</b> | <b>51,994,121</b> |
| 25,000,000        | 25,000,000         |               | Less: Special Warrants               | 0                 | 0                 | 0                 |
| <b>41,914,900</b> | <b>-23,789,700</b> | <b>-36.2%</b> | <b>Amount to be Voted</b>            | <b>57,165,801</b> | <b>65,704,600</b> | <b>51,994,121</b> |

## STANDARD ACCOUNTS



## ACTIVITIES



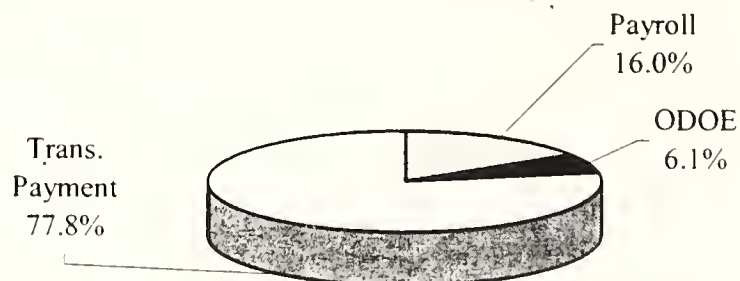
VOTE/ITEM: **306-1**  
PROGRAM: **VICTIM SERVICES**  
ACTIVITY: **VICTIM SERVICES PROGRAM MANAGEMENT**  
EXPENDITURE TYPE: **OPERATING**

| (a)               | (b)                              | (c)          | (d)                               | (e)                | (f)               | (g)               |
|-------------------|----------------------------------|--------------|-----------------------------------|--------------------|-------------------|-------------------|
| 2002-03           | Change from<br>2001-02 Estimates |              | Description                       | 2001-02            |                   | 2000-01           |
| ESTIMATES         |                                  |              |                                   | Interim<br>Actuals | Estimates         | Actuals           |
| \$                | \$                               | %            |                                   | \$                 | \$                | \$                |
| 4,577,200         | -33,000                          | -0.7%        | Salaries and Wages                | 3,515,127          | 4,610,200         | 2,700,161         |
| 1,057,900         | -8,900                           | -0.8%        | Employee Benefits                 | 546,109            | 1,066,800         | 533,350           |
| 913,400           | -68,300                          | -7.0%        | Transportation and Communications | 1,042,381          | 981,700           | 1,041,792         |
| 643,500           | -3,297,100                       | -83.7%       | Services                          | 1,231,948          | 3,940,600         | 1,162,611         |
| 600,300           | -25,200                          | -4.0%        | Supplies and Equipment            | 175,150            | 625,500           | 135,205           |
| 27,333,800        | 2,577,500                        | 10.4%        | Transfer Payments                 | 21,660,649         | 24,756,300        | 18,497,819        |
| <b>35,126,100</b> | <b>-855,000</b>                  | <b>-2.4%</b> | <b>Total</b>                      | <b>28,171,364</b>  | <b>35,981,100</b> | <b>24,070,938</b> |

## EXPLANATIONS FOR EXPENDITURE CHANGE FROM 2001-02 ESTIMATES:

|                                                          | \$              |
|----------------------------------------------------------|-----------------|
| o Domestic Violence Protection Act (annualization)       | -160,500        |
| o Victims Justice Action Plan                            | -2,400,000      |
| o Elder Abuse Strategy (Victims Justice Fund Offset)     | 500,000         |
| o Internal Realignment (ALOC/OCAA)                       | 5,300           |
| o Victim Services Improvement Project Base Funding       | -264,800        |
| o Victims Justice Action Plan                            | 3,337,900       |
| o Implementation of New Domestic Violence Protection Act | -1,580,100      |
| o Reinstatement of Employer Pension Contribution         | 7,200           |
| o Office for Victims of Crime                            | -300,000        |
| <b>TOTAL</b>                                             | <b>-855,000</b> |

## STANDARD ACCOUNTS



|                   |                                    |
|-------------------|------------------------------------|
| VOTE/ITEM:        | 306-1                              |
| PROGRAM:          | VICTIM SERVICES                    |
| ACTIVITY:         | VICTIM SERVICES PROGRAM MANAGEMENT |
| EXPENDITURE TYPE: | OPERATING                          |

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**ACTIVITY DESCRIPTION:**

Victim justice services in the ministries of the Attorney General and Solicitor General were amalgamated in a Victim Services Division within the Ministry of the Attorney General effective April 1, 2001. The Division provides direct services to the public, as well as funding to non-profit agencies for community-based services. It creates a single point of accountability for province-wide expansion of justice services for victims of crime and supports planning and service implementation.

**Community Based Victim Services**

Victim support is provided through counselling, support and prevention programs, crisis referral services and awareness and education programs directed to service professionals and ministry staff.

Funding, mainly in the form of transfer payments, is provided for the following community-based services: 33 Victim Crisis Assistance & Referral Services (VCARS); 33 Partner Assault Response (PAR) programs; SupportLink and 34 Sexual Assault/Rape Crisis Centres.

**Domestic Violence Work Team**

The Domestic Violence Work Team (DVWT) was established within MAG to co-ordinate the Ontario government's response to the May/les Coroner's Jury recommendations and to support the work of the Joint Committee on Domestic Violence, now disbanded.

The DVWT works in co-operation with several ministries to implement the Government's Domestic Violence Justice Strategy. The strategy includes the expansion of the Domestic Violence Court Program, implementation of the *Domestic Violence Protection Act*, specialized training for justice representatives, and the advancement of domestic violence issues.

Over the next three years, the DVWT will coordinate the implementation of the Domestic Violence Court Program at 37 court sites. By March 2004, Ontario will have a domestic violence court program in all 55 court sites in the province.

|                   |                                    |
|-------------------|------------------------------------|
| VOTE/ITEM:        | 306-1                              |
| PROGRAM:          | VICTIM SERVICES                    |
| ACTIVITY:         | VICTIM SERVICES PROGRAM MANAGEMENT |
| EXPENDITURE TYPE: | OPERATING                          |

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### **Office for Victims of Crime**

The Office for Victims of Crime became an advisory agency on June 11, 2001, when the government proclaimed the *Victims' Bill of Rights Amendment Act, 2000*. The Office is to advise the Attorney General on:

- The development, implementation and maintenance of provincial standards for services for victims;
- Legislation and policy on the treatment of victims of crime and on the prevention of further victimization;
- The use of the Victims' Justice Fund to provide and improve services for victims of crime; and
- Research and education on the treatment of victims of crime and ways to prevent further victimization.

### **Ontario Victim Response Team**

To support the Government's commitment to assist the Ontario victims and the Ontario families of victims of the events of September 11<sup>th</sup>, the Ministry established a toll free help line, consulted with the Canadian Consul and the Coroner on the best methods to support families attempting to locate missing relatives, and is providing financial and other assistance through the Ontario Emergency Victim Assistance Program.

VOTE/ITEM: 306-2  
 PROGRAM: VICTIM SERVICES  
 ACTIVITY: VICTIM/WITNESS ASSISTANCE PROGRAM  
 EXPENDITURE TYPE: OPERATING

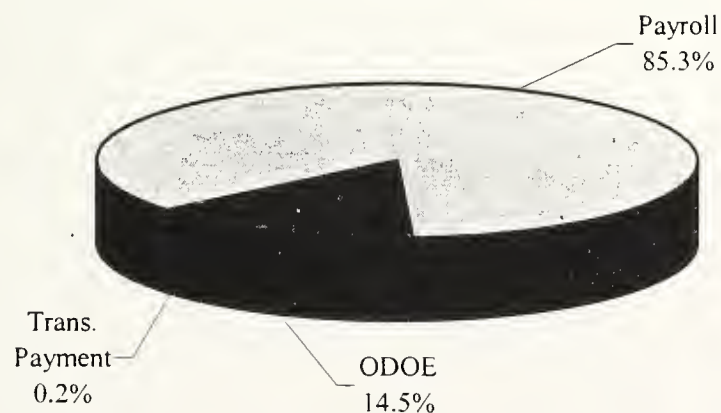
| (a)               | (b)                              | (c)         | (d)                               | (e)                | (f)               | (g)              |
|-------------------|----------------------------------|-------------|-----------------------------------|--------------------|-------------------|------------------|
| 2002-03           | Change from<br>2001-02 Estimates |             | Description                       | 2001-02            |                   | 2000-01          |
| ESTIMATES         |                                  |             |                                   | Interim<br>Actuals | Estimates         | Actuals          |
| \$                | \$                               | %           |                                   | \$                 | \$                | \$               |
| 8,074,400         | 360,200                          | 4.7%        | Salaries and Wages                | 6,622,839          | 7,714,200         | 5,269,145        |
| 1,669,500         | 102,800                          | 6.6%        | Employee Benefits                 | 1,376,756          | 1,566,700         | 1,107,434        |
| 391,300           | 17,500                           | 4.7%        | Transportation and Communications | 285,608            | 373,800           | 279,047          |
| 994,700           | -39,900                          | -3.9%       | Services                          | 420,445            | 1,034,600         | 319,870          |
| 267,100           | 17,500                           | 7.0%        | Supplies and Equipment            | 160,765            | 249,600           | 164,184          |
| 25,000            | 0                                | 0.0%        | Transfer Payments                 | 53,000             | 25,000            | 30,000           |
| <b>11,422,000</b> | <b>458,100</b>                   | <b>4.2%</b> | <b>Total</b>                      | <b>8,919,413</b>   | <b>10,963,900</b> | <b>7,169,680</b> |

## EXPLANATIONS FOR EXPENDITURE CHANGE FROM 2000-01 ESTIMATES:

\$

|                                                  |                |
|--------------------------------------------------|----------------|
| o Internal Realignment (ALOC/OCAA)               | 11,100         |
| o Victims Justice Action Plan                    | 433,900        |
| o Reinstatement of Employer Pension Contribution | 13,100         |
| <b>TOTAL</b>                                     | <b>458,100</b> |

## STANDARD ACCOUNTS



|                   |                                   |
|-------------------|-----------------------------------|
| VOTE/ITEM:        | 306-2                             |
| PROGRAM:          | VICTIM SERVICES                   |
| ACTIVITY:         | VICTIM/WITNESS ASSISTANCE PROGRAM |
| EXPENDITURE TYPE: | OPERATING                         |

---

## ACTIVITY DESCRIPTION

The Victim/Witness Assistance Program (V/WAP) assists victims/witnesses as they proceed through the criminal justice system. This program provides concrete support to victims as committed to in the *Victims' Bill of Rights*. Priority is given to those who are most vulnerable: victims of domestic violence, child abuse victims, victims of sexual assault, victims of historical abuse, vulnerable victims with special needs, elderly victims and families of homicide victims.

These victims are those most in need, require continuing and consistent support throughout the process, have usually suffered the most acute trauma and will likely be most negatively affected by the experience of having to testify.

## FUNCTIONS

The program currently operates in 39 jurisdictions across Ontario providing a comprehensive service to victims and witnesses of crime. The program enhances their understanding of, and participation in, the criminal justice process, and refers victims to community organizations for counselling and other support services. The program also provides public education, community coordination for developing services for victims of crime and recruitment and training of volunteers.

## KEY INITIATIVES

The program is part of the Domestic Violence Justice Strategy. In 2002-03, the program will expand service to victims in new domestic violence courts and begin expansion in additional sites across the province.

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VOTE/ITEM: 306-2  
 PROGRAM: VICTIM SERVICES  
 ACTIVITY: VICTIM/WITNESS ASSISTANCE PROGRAM  
 EXPENDITURE TYPE: OPERATING

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**ACTIVITY STATISTICAL DATA**

|                                                                                       | 1999-00<br>Actual | 2000-01<br>Actual | 2001-02<br>Actual* | 2002-03<br>Projected |
|---------------------------------------------------------------------------------------|-------------------|-------------------|--------------------|----------------------|
| New cases received                                                                    | 19,444            | 24,971            | 20,929*            | 29,315               |
| Number of victim/witnesses interviewed by V/WAP staff and provided assistance/support | 44,318            | 97,899            | 88,012*            | 126,310              |
| Number of volunteers/students                                                         | 324               | 222               | 193*               | 252                  |
| Number of hours of service by volunteers and students                                 | 11,035            | 11,736            | 7,518*             | 7622                 |

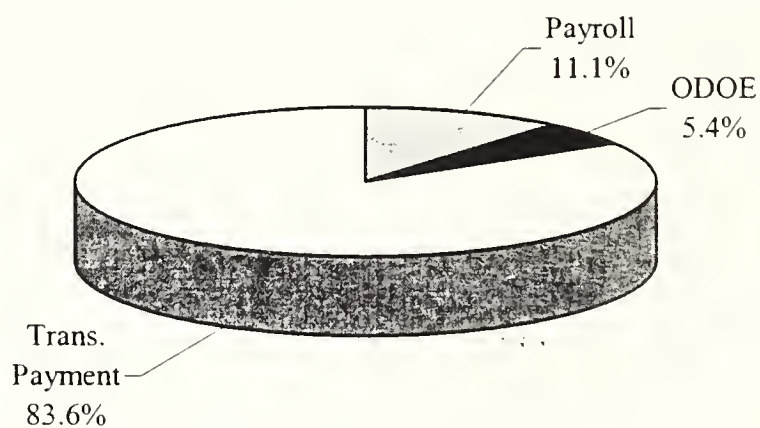
\* 2001-02 Actual does not include all the fourth quarter figures because of the OPSEU strike

VOTE/ITEM: 306-3  
 PROGRAM: VICTIM SERVICES  
 ACTIVITY: CRIMINAL INJURIES COMPENSATION BOARD  
 EXPENDITURE TYPE: OPERATING

| (a)        | (b)         | (c)   | (d)                               | (e)        | (f)        | (g)        |
|------------|-------------|-------|-----------------------------------|------------|------------|------------|
| 2002-03    | Change from |       | Description                       | 2001-02    |            | 2000-01    |
| ESTIMATES  |             |       |                                   | Interim    | Estimates  | Actuals    |
| \$         | \$          | %     |                                   | \$         | \$         | \$         |
| 1,892,100  | 0           | 0.0%  | Salaries and Wages                | 1,926,963  | 1,892,100  | 1,989,432  |
| 359,800    | 7,200       | 2.0%  | Employee Benefits                 | 353,976    | 352,600    | 389,684    |
| 177,300    | 0           | 0.0%  | Transportation and Communications | 337,222    | 177,300    | 364,318    |
| 761,500    | 0           | 0.0%  | Services                          | 706,897    | 761,500    | 1,018,457  |
| 159,500    | 0           | 0.0%  | Supplies and Equipment            | 45,204     | 159,500    | 83,990     |
| 17,016,600 | 1,600,000   | 10.4% | Transfer Payments                 | 16,704,762 | 15,416,600 | 16,907,622 |
| 20,366,800 | 1,607,200   | 8.6%  | Total                             | 20,075,024 | 18,759,600 | 20,753,503 |

|                                                              |                  |
|--------------------------------------------------------------|------------------|
| EXPLANATIONS FOR EXPENDITURE CHANGE FROM 2001-02 ESTIMATES:  | \$               |
| o Increase to Fund Legislative Changes & Operating Pressures | 1,600,000        |
| o Reinstatement of Employer Pension Contribution             | 7,200            |
| <b>TOTAL</b>                                                 | <b>1,607,200</b> |

### STANDARD ACCOUNTS



|                   |                                      |
|-------------------|--------------------------------------|
| VOTE/ITEM:        | 306-3                                |
| PROGRAM:          | VICTIM SERVICES                      |
| ACTIVITY:         | CRIMINAL INJURIES COMPENSATION BOARD |
| EXPENDITURE TYPE: | OPERATING                            |

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## ACTIVITY DESCRIPTION

The Criminal Injuries Compensation Board (CICB) is a quasi-judicial administrative tribunal that administers the *Compensation for Victims of Crime Act*. In addition to the Chair, there is one full-time Vice-Chair, one part-time Vice-Chair and 17 part-time board members. Board members come from a variety of backgrounds and have experience in the areas of law, police services, victims' issues, therapeutic counselling and adjudication. CICB awards compensation to victims of crimes of violence and/or their dependants, where the crime occurred in Ontario. CICB works closely with police services to obtain information in relation to the criminal incidents reported by victims.

CICB determines whether an individual is the victim of a crime of violence at an oral or documentary hearing. The amount of an award is then assessed based on the information supplied by victims, in accordance with the nature and extent of the injuries sustained. Compensation may be awarded for pain and suffering, expenses reasonably incurred as a result of an injury or death and other reasonable expenses related to the crime of violence.

CICB's offices are in Toronto, but hearings are held on a regular basis at locations throughout the province. In certain cases an electronic hearing may be held, with the alleged offender at a remote location.

## FUNCTIONS

- accepts applications from persons injured in Ontario due to a crime of violence. Assists victims by referring them to appropriate social agencies;
- provides guidance and assistance to applicants and victims in preparing their claims before they are heard by the CICB;
- processes claims for interim compensation prior to a regular CICB hearing and processes claims for additional compensation due to a change in circumstances, after an award has been granted; and
- undertakes outreach programs to make CICB more accessible to victims of crimes of violence.

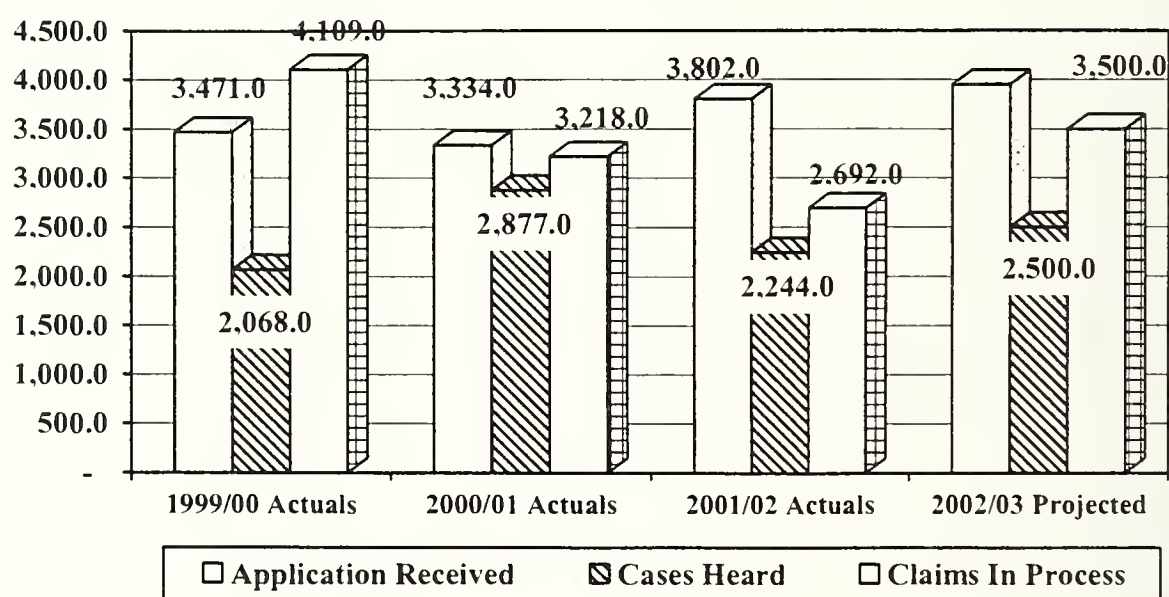
## KEY INITIATIVES

- maintain minimal waiting period for scheduling of claims that are ready to be heard;
- increase accessibility for applicants by adding to the slate of hearing sites;
- increase efficiency of claims processing by streamlining the administrative functions;
- maintain the high quality of service provided.

VOTE/ITEM: 306-3  
 PROGRAM: VICTIM SERVICES  
 ACTIVITY: CRIMINAL INJURIES COMPENSATION BOARD  
 EXPENDITURE TYPE: OPERATING

## ACTIVITY STATISTICAL DATA

### CASELOAD STATISTICS



|                       | 1999 - 00<br>Actuals | 2000 - 01<br>Actuals | 2001 - 02<br>Actuals | 2002 - 03<br>Projected |
|-----------------------|----------------------|----------------------|----------------------|------------------------|
| Applications Received | 3,471                | 3,334                | 3,802                | 3,950                  |
| Cases Heard           | 2,153                | 2,877                | 2,244                | 2,500                  |
| Claims Processed      | 2,692                | 3,129                | 2,692                | 3,000                  |
| Active Periodic Files | 201                  | 206                  | 204                  | 210                    |
| Claims Denied         | 83                   | 59                   | 93                   | 90                     |
| Claims in Process     | 4,109                | 3,218                | 3,420                | 3,500                  |
| Files Closed          | 2,535                | 3,643                | *                    | *                      |

\*Files closed is not an indicator of the workload because files are closed for various reasons:

- initial hearing took place
- no response from applicant / lawyer for a long period of time
- duplicate claim
- conversions from old system to the new one.

Closed files may be re-opened at any time if a request is received from the victim/applicant.



